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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

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Tuesday, January 7, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:30 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Norton, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Cohen, Tang, Campos	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Chiu	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Breed, Cohen	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

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ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:08 p.m. On the call of the roll, all Supervisors were noted present.

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board Members that she had received a communication from the Director of Elections, certifying the candidates for the Office of Members of the Board of Supervisors who received a plurality of votes cast at the election held on November 5, 2013, who, therefore, have been declared elected to that office, namely:

Katy Tang, Supervisor (District 4)

Additionally, Ms. Calvillo informed the Board Members that she had received a communication from the Controller, confirming that certificiation of surety bond requirements were established for all newly elected and continuing Supervisors pursuant to San Francisco Administrative Code Article IX, Section 16.122(a)(e).

SPECIAL ORDER 2:00 P.M. - OATH OF OFFICE

President David Chiu introduced Cynthia Ming-mei Lee, Presiding Judge, Superior Court of California, County of San Francisco, whereupon Judge Lee administered the oath of office to Katy Tang, Supervisor (District 4).

President acknowledged the presence of the following elected officials, representatives of elected officials, and various City Department heads listed in the order announced:

Mayor Edwin M. Lee
Assessor Carmen Chu
Former Member of the Board of Supervisors and Assemblymember Fiona Ma
Public Works Director Mohammed Nuru
Port Director Monique Moyer
Department of Building Inspection Tom Hui
Office of the Mayor's Chief of Staff Steve Kawa
Controller Ben Rosenfield
Budget and Legislative Analyst Harvey Rose
District Attorney George Gascon
Police Chief Greg Suhr
Fire Chief Joanne Hayes-White
and other City Department heads.

President David Chiu introduced the Honorable Mayor Edwin M. Lee who congratulated newly elected Katy Tang (District 4), Board of Supervisor.

Supervisor Tang was called and afforded an opportunity for brief remarks and for introduction of family members or guests in attendance.

The Board recessed at 2:26 p.m. and reconvened at 2:45 p.m.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Cohen, moved to approve the Board Meeting Minutes of November 19, 2013, and November 26, 2013. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

131140 [Appropriation - Recreation and Park Department's Capital Improvements - FY2013-2014 - $9,191,670]

Sponsor: Mayor

Ordinance appropriating $9,191,670 including de-appropriating $2,338,558 of 2000 Recreation and Park Facilities Improvement Bond capital projects; appropriating $36,401 of 2000 Recreation and Park Facilities Improvement Bond proceeds; de-appropriating $3,000,000 of 2008 Clean and Safe Neighborhood Parks Bond Capital projects; and appropriating $3,816,711 of 2008 Clean and Safe Neighborhood Parks Bond Proceeds Interest Earnings to Recreation and Park and Neighborhood Park Contingency Funds to fund capital projects within 2000 Recreation and Park Facilities Improvement Bond and 2008 Clean and Safe Neighborhood Parks Bond approved projects and program parameters.
(Fiscal Impact)

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

131061 [Administrative Code - Hearings on Tenant Allegations of Landlord Harassment to Recover Possession of the Tenant's Unit]

Sponsors: Campos; Avalos, Mar, Chiu, Cohen, Kim and Farrell

Ordinance amending Administrative Code, Chapter 37, "Residential Rent Stabilization and Arbitration Ordinance," by providing for hearings at the Rent Board on tenant allegations of landlord harassment constituting a wrongful endeavor to recover possession of the tenant's unit.

FINALLY PASSED

131191 [Administrative Code - Clarifying Employer Definition for Family Friendly Workplace]

Sponsor: Chiu

Ordinance amending the Administrative Code to clarify the group of employers required to comply with the Family Friendly Workplace Ordinance.

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

There were no items.

NEW BUSINESS

Recommendation of the Budget and Finance Committee

131152 [Multifamily Housing Revenue Note - Bayview Senior Housing - 1751 Carroll Avenue - $28,500,000]

Sponsor: Cohen

Resolution authorizing the execution, sale, and delivery of a housing revenue note in an aggregate principal amount not to exceed $28,500,000 for the purpose of providing financing for the construction of a 121-unit affordable multifamily senior residential rental housing project, known as Bayview Senior Housing; approving the form and authorizing the execution of a funding loan agreement and a borrower loan agreement; providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes, and additions to the documents; granting general authority to City officials to take actions necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the note and the Project, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

There were none.

COMMITTEE REPORT

131085 [Planning Code - Fulton Street Grocery Store Special Use District]

Sponsor: Breed

Ordinance amending the Planning Code, Section 249.35A, to extend the effective date for the Fulton Street Grocery Store Special Use District; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

This item was not sent as a Committee Report.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns relating to public comment and commended everyone on the new year.
Emil Lawrence; expressed concerns relating to ride share programs and expressed support for taxi cabs.
Male Speaker; expressed concerns relating to ride share programs and expressed support for taxi cabs.
Barry Honcho; expressed concerns relating to pedestrian fatalities, ride share programs, and expressed support for taxi cabs.
Vera McQuire; expressed concerns relating to ride share programs and expressed support for taxi cabs.
Male Speaker; expressed various religious concerns.
Mark Bluberg; expressed concerns relating to pedestrian fatalities, ride share programs, and expressed support for taxi cabs.
Female Speaker; expressed concerns relating to pedestrian fatalities.
David Elliott Lewis; expressed concerns relating to pedestrian fatalities and Recology recklessness.
Walter Paulson; shared in song certain concerns with the Board including birthday wishes.
Charles Grabcar; expressed concerns relating to pedestrian fatalities.
Dale Leuth; expressed support for proposed legislation relating to health care and drug pricing.
Orlando Chavez; expressed support for drug pricing and treatment courses.
Jessie Brooks; expressed support for proposed legislation relating to health care and drug pricing.
Kermit Kubitz; expressed concerns relating to emergency drinking water and support for taxi cabs.
Christopher Howell; expressed concerns relating to food stamps and hunger.
Beverly Upton (Domestic Violence Coalition); spoke in support for Ellis Act legislation.
Female Speaker; spoke in support for Ellis Act legislation.
Jacqui Naylor; spoke in support for Ellis Act legislation.
James; expressed concerns relating to local hiring.
Melinda Gill; expressed concerns relating to pedestrian fatalities.
Jackie Bryson; expressed concerns relating to development in the Tenderloin.
Otto Duffy (Neighborhood by Neighborhood); expressed concerns relating to long term problems within the City and pedestrian fatalities.
Male Speaker; expressed concerns relating to improper plumbing and ventilation and support for services for the homeless population.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

131220 [Bay Area Water Centennial Day - December 19, 2013]

Sponsor: Chiu

Resolution retroactively declaring December 19, 2013, Bay Area Water Centennial Day in the City and County of San Francisco.

ADOPTED

131221 [National Slavery and Human Trafficking Prevention Month and Human Trafficking Awareness Day]

Sponsors: Tang; Kim, Farrell, Yee, Chiu and Mar

Resolution recognizing National Slavery and Human Trafficking Prevention Month and National Human Trafficking Awareness Day and supporting the campaign to bring awareness to the issue of human trafficking.

Supervisor Mar requested to be added as a co-sponsor.

ADOPTED

131233 [Final Map 7315 - 1540-1544 Grant Avenue and 15-17 Bob Kaufman Alley]

Motion approving Final Map 7315, a four Residential Unit and one Commercial Unit, Mixed-Use Condominium Project, located at 1540-1544 Grant Avenue and 15-17 Bob Kaufman Alley being a subdivision of Assessor's Block No. 0104, Lot No. 031, and adopting findings pursuant to the General Plan and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-001

APPROVED

131239 [Final Map 7433 - 1875 Mission Street]

Motion approving Final Map 7433, a 39 Residential Unit and one Commercial Unit, Mixed-Use Condominium Project, located at 1875 Mission Street being a subdivision of Assessor's Block No. 3548, Lot No. 032, and adopting findings pursuant to the General Plan and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-002

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 131219 be severed so that it may be considered separately.

131219 [Supporting Amendments to State Law to Return Local Control Over the Ellis Act]

Sponsors: Mayor; Chiu, Campos, Cohen, Breed and Mar

Resolution supporting amendments to State Law to return local control over the Ellis Act to prevent the speculation and abuse of no-fault evictions.

Supervisors Breed and Mar requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS

131229 [Contract - Sheriff's Department - Secure Reentry Program Facility - $4,195,578]

Resolution authorizing the Sheriff's Department to enter into a contract with the California Department of Corrections and Rehabilitation (CDCR) to contract for accept and expend up to $4,195,578 to establish the Secure Reentry Program Facility (SRPF); the Sheriff's Department will provide housing appropriate for program delivery; the Adult Probation Department will provide intensive, in-custody evidence-based reentry programming, which will address offenders' underlying criminogenic needs; the Sheriff's Department and Adult Probation Department shall jointly report to the State Legislature and the CDCR on the implementation of this SRPF after a period of one, two, and three years as part of this pilot program, to commence upon Board approval. (Sheriff)

12/10/13; RECEIVED FROM DEPARTMENT.

01/07/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

131230 [Real Property Lease - Port - Affordable Self Storage, Inc. - $24,664.86 Monthly]

Resolution approving Port Commission Lease No. L-15690 with Affordable Self Storage, Inc. for paved vacant land located within Seawall Lot No. 349 in the Southern Waterfront with an initial monthly rent of $24,664.86 for a 58-month term and possible extension terms of up to 60 months, to commence following Board approval. (Port)

12/10/13; RECEIVED FROM DEPARTMENT.

01/07/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

131231 [Real Property Lease - Port - Affordable Self Storage, Inc. - $47,789.14 Monthly]

Resolution approving Port Commission Lease No. L-15691 with Affordable Self Storage, Inc. for paved vacant land located within Seawall Lot No. 349 in the Southern Waterfront with an initial monthly rent of $47,789.14 for a 31-month term, to commence following Board approval. (Port)

12/10/13; RECEIVED FROM DEPARTMENT.

01/07/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

131232 [Street Encroachment - Operator Convenience Facilities - Terminus of Various Muni Bus Routes]

Resolution granting revocable permission to the Municipal Transportation Agency to occupy portions of the public right-of-way to install and maintain two new operator convenience facilities at the terminus of various Muni bus routes, and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

12/16/13; RECEIVED FROM DEPARTMENT.

01/07/14; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

131234 [Implementing Assembly Bill 85 - Department of Public Health - Intent to Adopt the Savings Formula Option - FY2013-2014]

Resolution authorizing the Department of Public Health to implement Assembly Bill 85 via the Savings Formula Option to redirect a portion of current Health realignment funds to social service programs; determine payments from the Health Subaccount to the Family Support Subaccount. (Public Health Department)

12/19/13; RECEIVED FROM DEPARTMENT.

01/07/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

131235 [Apply for Grant - Continuum of Care Program - Not to Exceed $24,000,000]

Resolution approving the 2013 Grant Application for the United States Department of Housing and Urban Development Continuum of Care Program with an amount not to exceed $24,000,000; and fulfilling the Board of Supervisors review and approval process for all annual or otherwise recurring grants of $5,000,000 or more. (Human Services Agency)

12/20/13; RECEIVED FROM DEPARTMENT.

01/07/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

131236 [Agreement - HDR Engineering, Inc. - Construction Management Services - $27,500,000]

Resolution extending an agreement for an additional six months between the Public Utilities Commission and HDR Engineering, Inc., through December 29, 2014, and increasing the estimated cumulative contract amount to $27,500,000 for additional construction management services, pursuant to Charter, Section 9.118(b). (Public Utilities Commission)

12/23/13; RECEIVED FROM DEPARTMENT.

01/07/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

131237 [Settlement of Claim - Rajnikant T. Desai and Helen A. Desai - $72,156.71]

Resolution approving the settlement of the unlitigated claim filed by Rajnikant T. Desai and Helen A. Desai against the City and County of San Francisco for $72,156.71; claim was filed on November 13, 2012. (City Attorney's Office)

12/23/13; RECEIVED FROM DEPARTMENT.

01/07/14; RECEIVED AND ASSIGNED to Rules Committee.

131238 [Approval of Donations - Airport Capital Improvement Promotion and Event Fund - $400,000]

Resolution approving donations of $100,000 or greater, totaling $400,000, to the Airport Capital Improvement Promotion and Event Fund from The Boeing Company, Hensel Phelps Construction Co., and United Airlines, Inc., pursuant to Administrative Code, Section 10.100-18. (Airport Commission)

12/24/13; RECEIVED FROM DEPARTMENT.

01/07/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

131240 [Contract Agreement - Department of Public Health and Health Advocates, LLC - Not to Exceed $6,270,000]

Resolution approving a contract between the Department of Public Health and Health Advocates, LLC, to provide uncompensated care reimbursement recovery services for the period of January 1, 2014, through December 31, 2017, for an amount not to exceed $6,270,000. (Public Health Department)

12/27/13; RECEIVED FROM DEPARTMENT.

01/07/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:31 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

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Tuesday, January 14, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:30 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Norton, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:05 p.m. On the call of the roll, Supervisors Kim and Mar were noted absent. There was a quorum.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Breed, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of December 10, 2013. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Tang, Wiener, Yee
Absent: 2 - Kim, Mar

COMMUNICATIONS

There were none.

Supervisor Kim was noted present at 2:06 p.m.
Supervisor Mar was noted present at 2:07 p.m.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

140022 [Formal Policy Discussions - January 14, 2014]

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing Districts 1, 5, and 9. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mayor Lee, we are in the midst of a housing affordability and evictions crisis not seen since the venture-capital tech surge and real estate speculation frenzy of the late 1990s "dot com boom." Your response in the last two months certainly deserves credit - - first, in supporting the preference legislation for Ellis evictees from private-owned rental housing to get into City-subsidized affordable units, and second, your Executive Directive prioritizing approvals for affordable housing projects in recognition that the real estate market is leaving out more and more low and moderate income San Franciscans. I look forward to the day that the Richmond District will break ground on new affordable housing projects to meet the housing needs of my District's growing low-income senior population.

However, these policy priorities are incumbent upon increasing the actual production of affordable housing units, which is entirely dependent on funding to do so. Moreover, the current tech induced affordable housing crisis and your administration's recent response are occurring in the midst of your simultaneous initiative to absorb the housing authority and rehabilitating and re-servicing 3,000 existing units of public housing, thus in combination committing your administration to the largest affordable housing program in recent City history and effecting a vast range of San Franciscans from residents with little or no income to low income to middle income households. This creates a serious challenge for us all to ensure the resources are sufficient to both expand and advance the citywide production of affordable housing to confront the growing crisis and renovate and enhance the City's public housing. Such an ambitious program far exceeds funds available from the Proposition C Housing Trust Fund.

Mr. Mayor, what additional funding can we expect in your budget proposal to address these significant needs for increasing as well as accelerating the City's production of affordable housing? (Supervisor Mar, District 1)

2. Mr. Mayor, according to the California Department of Education's most recent data, the high school graduation rate for African Americans in San Francisco is 12% lower than SFUSD's overall graduation rate. And African American males drop out at a far higher rate than any other group.

Although the homicide rate has declined from a high of 97 in 2008 to 48 in 2013, according to SPFD data, African American males continue to fall victim to violent crimes at an enormously disproportionate rate.

According to Sheriff's Department data and the Controller's October 2013 report, 56 percent of San Francisco inmates are African American while only six percent of adult San Franciscans are African American. African Americans aged 18 to 25 make up the single largest demographic group in jail, accounting for a whopping 16 percent of the total inmate population.

All the while, the African American population in San Francisco continues to plummet, decreasing by another 18 percent (59,461 to 48,870) from 2000 to 2010. And though San Francisco's overall population is expected to grow considerably, the California Department of Finance projects our African American population to decline yet further to 34,101 by 2050.

We are experiencing a crisis in the African American community in San Francisco, particularly among African American males. As we prepare to celebrate the Martin Luther King holiday this weekend, what can we as a city do to focus on this population and help them thrive? (Supervisor Breed, District 5)

3. For every Ellis Act eviction that takes place in San Francisco, we know that many other tenants have been displaced from their homes after accepting a monetary offer, often called "buy-outs" from their landlord. There are currently no municipal regulations of these buy-outs that lead to the significant reduction of rent controlled units in our City. Will you commit to working with me on legislation addressing buy-outs? (Supervisor Campos, District 9)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

There were no items.

REGULAR AGENDA

UNFINISHED BUSINESS

There were no items.

NEW BUSINESS

Recommendations of the Budget and Finance Committee

131141 [Public Employment - Amendment to the Annual Salary Ordinance - Recreation and Park Department - FYs 2013-2014 and 2014-2015]

Sponsor: Mayor

Ordinance amending Ordinance No. 160-13 (Annual Salary Ordinance - FYs 2013-2014 and 2014-2015) to reflect the addition of two Class 5502 Project Manager I positions (0.5 FTE) in the Recreation and Park Department for the implementation of the Recreation and Park Department's capital improvements.

(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131130 [California Constitution Appropriations Limit - FY2013-2014]

Sponsor: Farrell

Resolution establishing the appropriations limit for FY2013-2014 pursuant to California Constitution, Article XIII B.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131172 [Interconnection Agreement - Pacific Gas and Electric Company - Solar Power Project - 201 Van Ness Avenue]

Resolution authorizing the Public Utilities Commission's General Manager to enter into a long term interconnection agreement with Pacific Gas and Electric Company, to commence following Board approval, for a Solar Power Project at Davies Symphony Hall, 201 Van Ness Avenue, pursuant to Charter, Section 9.118(b). (Public Utilities Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131182 [Emergency Contract - Clean Harbors Environmental Services, Inc. - Not to Exceed $1,000,000]

Resolution retroactively approving emergency contract with Clean Harbors Environmental Services, Inc., for environmental clean-up of soil and water and regrading of the runway safety area after the crash landing of Asiana Airlines Flight 214 in an amount not to exceed $1,000,000 for services already performed, for the period of July 11, 2013, to September 19, 2013. (Airport Commission) (Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131183 [Emergency Contract - Fixed Gas Monitoring System - Southeast Water Pollution Control Plant - Not to Exceed $225,000]

Resolution retroactively approving an emergency procurement contract of the Public Utilities Commission under Administrative Code, Section 21.15, to obtain materials needed to repair the Fixed Gas Monitoring System at the Southeast Water Pollution Control Plant with a contract amount not to exceed $225,000 for the period of November 18, 2013, to May 18, 2014. (Public Utilities Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131210 [Accept and Expend Grant - Urban Areas Security Initiative Grant Increase: Budget Revision - FY2013 - $687,988]

Sponsor: Mayor

Resolution retroactively authorizing the Department of Emergency Management, on behalf of the City and County San Francisco, as the fiscal agent for the Bay Area Urban Areas Security Initiative (UASI), to accept and expend an increase to FY2013 UASI grant funds in the amount of $687,988 for a total of $22,619,300 from the U.S. Department of Homeland Security through the California Office of Emergency Services, for the period of September 1, 2013, through May 31, 2015.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

130864 [Planning Code - Transfer of Child Care Facility Oversight to Office of Early Care and Education]

Sponsor: Yee

Ordinance amending the Planning Code to transfer proposed child care facility oversight from the Department of Children, Youth and Their Families to the Office of Early Care and Education; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131143 [Changes to the Special Tax District No. 2009-1 - San Francisco Sustainable Financing]

Sponsors: Mayor; Chiu, Tang and Wiener

Resolution authorizing the City and County of San Francisco Special Tax District No. 2009-1 (San Francisco Sustainable Financing) to levy special taxes and incur debt to finance work deemed necessary to bring buildings or real property, including privately owned buildings or real property, into compliance with seismic safety standards or regulations.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Yee, seconded by Supervisor Cohen, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Yee introduced, welcomed, and presented a Certificate of Honor to Marc Christensen of the Merced Extension Triangle Neighborhood Association (METNA) in recognition of his tireless work, accomplishments, and continued community support.

Supervisor Cohen introduced, welcomed, and presented a Certificate of Honor to Kathy Bella, on behalf of the Big Brothers and Big Sisters of the Bay Area, in recognition of their accomplishments and continued community support.

SPECIAL ORDER 3:00 P.M.

131225 [Public Hearing - Appeal of Final Environmental Impact Report - 1111 California Street - The Masonic Center Renovation Project]

Hearing of persons interested in or objecting to the Planning Commission's decision, dated November 14, 2013, certification of a Final Environmental Impact Report identified as Planning Case No. 2011.0471E, through its Motion No. 19019, for the proposed Masonic Center renovation project at 1111 California Street, Assessor's Block No. 0253, Lot No. 020. (District 3) (Appellants: Jay Wallace on behalf of the Coalition for San Francisco Neighborhoods, Nob Hill Neighbors and Berit Muh) (Filed December 13, 2013). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Jay Wallace (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Bob Passmore; Walter Paulson; Ray Hartz (San Francisco Open Government); Barrit Mew; Hiroshi Fokuda (San Francisco Land Use and Housing Committee); Linda Chapman (Nob Hill Neighbors); spoke in support of the appeal. Brett Bollinger (Planning Department) provided an overview of the decision of the Planning Department. Steve Vettel (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of the Planning Commission. David Elliott Lewis; Greg Gallios; Mary Wrengogi; Female Speaker; Stanley Meyers; spoke in support of the project and in opposition to the appeal. Jay Wallace (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

131226 [Affirming Final Environmental Impact Report Certification - 1111 California Street - The Masonic Center Renovation Project]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for The Masonic Center Renovation Project at 1111 California Street. (Clerk of the Board)

Motion No. M14-003

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131227 [Reversing Final Environmental Impact Report Certification - 1111 California Street - The Masonic Center Renovation Project]

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for The Masonic Center Renovation Project at 1111 California Street. (Clerk of the Board)

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131228 [Preparation of Findings to Reverse Final Environmental Impact Report Certification - 1111 California Project - The Masonic Center Renovation Project]

Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for The Masonic Center Renovation Project at 1111 California Street. (Clerk of the Board)

Supervisor Chiu, seconded by Supervisor Farrell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140024 [Hearing - Implementing Assembly Bill 85 - Department of Public Health - Intent to Adopt the Savings Formula Option - FY2013-2014]

Hearing of persons interested in or objecting to the Resolution (File No. 131234) authorizing the Department of Public Health to implement Assembly Bill 85 via the Savings Formula Option to redirect a portion of current Health realignment funds to social service programs; and determine payments from the Health Subaccount to the Family Support Subaccount. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to implementing Assembly Bill 85 as referenced in File No. 131234. Greg Wagner (Department of Public Health) provided an overview of the proposed legislation and implementation and responded to questions raised throughout the discussion. There were no other speakers. The President declared the public hearing closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

131234 [Implementing Assembly Bill 85 - Department of Public Health - Intent to Adopt the Savings Formula Option - FY2013-2014]

Resolution authorizing the Department of Public Health to implement Assembly Bill 85 via the Savings Formula Option to redirect a portion of current Health realignment funds to social service programs; and determine payments from the Health Subaccount to the Family Support Subaccount. (Public Health Department)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORTS

Recommendations of the Land Use and Economic Development Committee

131085 [Planning Code - Fulton Street Grocery Store Special Use District]

Sponsor: Breed

Ordinance amending Planning Code, Section 249.35A, to extend the effective date for the Fulton Street Grocery Store Special Use District; provide controls for business signs; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131214 [Multifamily Housing Revenue Bonds - 227-228 West Point Road - Not to Exceed $45,000,000]

Sponsor: Cohen

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $45,000,000 for 227-228 West Point Road (Assessor's Parcel No. 4624, Lot Nos. 29 and 31); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $45,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the project, as defined herein, and the application, as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Ray Hartz (San Francisco Open Government); expressed concerns relating to his Constitutional rights being violated during his public comment.
Walter Paulson; shared in song certain concerns with the Board.
David Elliott Lewis (Mental Health Board); spoke relating to mental health crises, support line, and counseling.
Christopher Dahl; expressed concerns relating to political parties and moral blindness.
Ross Hammond (Friends of the Earth); spoke in support of proposed legislation relating to hydraulic fracturing.
Jed Holtzman (350 San Francisco); spoke in support of proposed legislation relating to hydraulic fracturing.
Lawrence Danos (350 Bay Area); spoke in support of proposed legislation relating to hydraulic fracturing.
Hillary Aidun (Center for Biological Diversity); spoke in support of proposed legislation relating to hydraulic fracturing.
John; expressed various religious concerns.
Male Speaker (350 San Francisco); spoke in support of proposed legislation relating to hydraulic fracturing.
Frank Martinez Campos (Latin American Advancement); expressed concerns relating to abortion and working families.
Ellen Shaffer; expressed concerns relating to abortion and banners.
Robin Brasso (Silver Ribbon); expressed concerns relating to abortion and banners.
Pat Maginnis; expressed concerns relating to abortion and banners.
Paul Kangas (Solar One); spoke in support of proposed legislation relating to hydraulic fracturing.
Jordan D'Angle; expressed concerns relating to the corner property on Kearny and Broadway, renovations, and tenants.
Stephen Kasalatto; expressed concerns relating to the corner property on Kearny and Broadway and moratoriums.
Joe Brenner; expressed concerns relating to abortion and banners.
Susan Englander; expressed concerns relating to abortion and banners.
Marcos Major (Climate Action Now); spoke in support of proposed legislation relating to hydraulic fracturing.
James Glover; expressed concerns relating to local hiring.
Don Price; spoke indicating he stopped by to say hello to the Board of Supervisors.
Ace Washington; spoke commending District 5 and Bay View boycott.
Edmund Larry; expressed concerns relating to medical marijuana, 49er's, and march for Martin Luther King, Jr.
Jakke Bryson; expressed concerns relating to eviction protection and police protection.
Male Speaker; expressed concerns relating to abortion.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140003 [Concurring in the Continuation of the Revised Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]

Motion concurring in the continuation of the "Rim Fire" Revised Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board)

Motion No. M14-005

APPROVED

140016 [Approval of a 90-Day Extension for Planning Commission Review of an Ordinance Rezoning 133-135 Golden Gate Avenue from RC-4 to C-3-G (File No. 130999)]

Sponsor: Kim

Resolution extending by 90-days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 130999) amending the Zoning Use District Map ZN01, to provide for eligibility to sell transferable development rights for property at 133-135 Golden Gate Avenue (St. Boniface Church and Rectory); and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED

140017 [Approval of a 30-Day Extension for Planning Commission Review of Construction of In-Law Units in Existing Residential Buildings or Auxiliary Structures on the Same Lot; Rent Control (File No. 131063)]

Sponsor: Wiener

Resolution extending by 30-days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 131063) amending the Planning Code to allow the construction of an additional dwelling unit or units within the existing envelope of a residential building or auxiliary structure on the same lot ("In-Law Units") on any parcel in the Castro Street Neighborhood Commercial District and within 1,750 feet of the District boundaries, excluding any lot within 500 feet of Block No. 2623, Lot Nos. 116 through 154, and authorizing the Zoning Administrator to waive density and other Planning Code requirements in order to create the In-Law Units; amending the Administrative Code to provide that an In-Law Unit constructed with a waiver of Code requirements shall be subject to the provisions of the San Francisco Residential Rent Stabilization and Arbitration Ordinance if the existing building or any existing dwelling unit is already subject to the Rent Ordinance; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk to send a copy of this Ordinance to the California Department of Housing and Community Development in accordance with State law.

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 140023 be severed so that it may be considered separately.

140023 [Committee of the Whole - Implementing Assembly Bill 85 - Department of Public Health - Intent to Adopt the Savings Formula Option - FY2013-2014]

Sponsor: Chiu

Motion scheduling the Board to sit as a Committee of the Whole on January 14, 2014, at 3:00 p.m., to hold a public hearing of persons interested in or objecting to the Resolution (File No. 131234) authorizing the Department of Public Health to implement Assembly Bill 85 via the Savings Formula Option to redirect a portion of current Health realignment funds to social service programs; and determine payments from the Health Subaccount to the Family Support Subaccount.

Motion No. M14-004

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Chiu requested that File No. 131197 be severed so that it may be considered separately.

131197 [Fracking Moratorium in California]

Sponsors: Chiu; Mar

Resolution supporting a moratorium on hydraulic fracturing in the State of California.

Supervisor Mar requested to be added as a co-sponsor.

Supervisor Chiu, seconded by Supervisor Campos, moved that this Resolution be AMENDED on Page 1, Line 1, by changing the title to 'Fracking Moratorium in California'; Line 11, by deleting 'is not' and adding 'has been unregulated'; Line 13, by deleting 'no' and adding 'at best incomplete'; on Page 2, Line 16, by deleting 'Unregulated'; and on Page 3, Line 15 by adding 'halt to'; Lines 16 and 17, by deleting 'moratorium on' and 'until further studies of the environmental impacts of fracking are done in conjunction with public input.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisors Campos and Cohen requested to be added as co-sponsors.

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

There were no items.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:26 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

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Tuesday, January 28, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:30 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Norton, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 1:30 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

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ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:04 p.m. On the call of the roll, Supervisors Campos, Farrell, and Wiener were not present. There was a quorum.

AGENDA CHANGES

There were none.

Supervisors Farrell and Wiener were noted present at 2:05 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Farrell, moved to approve the Board Meeting Minutes of December 17, 2013. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Absent: 1 - Campos

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence from the Honorable Mayor Edwin Lee on January 23, 2014, stating that it is in the best interest of the City to continue the local emergency related to the Rim Fire for several more months, and requests the Board continue its discretion over the process. Clerk Calvillo further communicated that she will place a reoccurring Motion on the Immediate Adoption calendar for the Board's consideration on February 11, March 11, April 8, May 6, and June 3, 2014, or until such time the Mayor or the Board terminate the emergency.

CONSENT AGENDA

Supervisor Campos was noted present at 2:06 p.m.

Recommendation of the Budget and Finance Committee

131141 [Public Employment - Amendment to the Annual Salary Ordinance - Recreation and Park Department - FYs 2013-2014 and 2014-2015]

Sponsor: Mayor

Ordinance amending Ordinance No. 160-13 (Annual Salary Ordinance - FYs 2013-2014 and 2014-2015) to reflect the addition of two Class 5502 Project Manager I positions (0.5 FTE) in the Recreation and Park Department for the implementation of the Recreation and Park Department's capital improvements.
(Fiscal Impact)

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

130864 [Planning Code - Transfer of Child Care Facility Oversight to Office of Early Care and Education]

Sponsor: Yee

Ordinance amending the Planning Code to transfer proposed child care facility oversight from the Department of Children, Youth and Their Families to the Office of Early Care and Education; and making environmental findings.

FINALLY PASSED

131085 [Planning Code - Fulton Street Grocery Store Special Use District]

Sponsor: Breed

Ordinance amending Planning Code, Section 249.35A, to extend the effective date for the Fulton Street Grocery Store Special Use District; provide controls for business signs; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

Recommendations of the Rules Committee

131100 [Appointments, Airport Facilities Naming Advisory Committee - Alex Walker and Nick Smith]

Motion appointing Alex Walker and Nick Smith, for indefinite terms, to the Airport Facilities Naming Advisory Committee. (Clerk of the Board)

Motion No. M14-006

APPROVED

131109 [Appointment, San Francisco Health Authority - John Gressman]

Motion appointing John Gressman, term ending January 15, 2015, to the San Francisco Health Authority. (Clerk of the Board)

Motion No. M14-007

APPROVED

131112 [Settlement of Claim - United States of America (U.S. Coast Guard) - $973,287.38]

Resolution approving the settlement of the unlitigated claim by the United States of America (U.S. Coast Guard) against the City and County of San Francisco for $973,287.38; claim was served on June 5, 2012. (City Attorney)

ADOPTED

131179 [Settlement of Lawsuit - John Wettstein - $247,500]

Ordinance authorizing settlement of the lawsuit filed by John Wettstein against the City and County of San Francisco by payment of up to $247,500; the lawsuit was filed on October 28, 2011, in the San Francisco Superior Court and removed to U.S. District Court, Northern District of California, on November 10, 2011, Case No. C11-5484-CRB; entitled John Wettstein v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

131180 [Settlement of Lawsuit - Danilo Martin Molieri and Daniel Steven Molieri - $40,000]

Ordinance authorizing settlement of the lawsuit filed by Danilo Martin Molieri and Daniel Steven Molieri against the City and County of San Francisco for $40,000; the lawsuit was filed on December 1, 2010, in United States District Court, Case No. CV10-5430 MMC; entitled Danilo Martin Molieri, et al., v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

131181 [Settlement of Lawsuit - Ricky Rein - $100,000]

Ordinance authorizing settlement of the lawsuit filed by Ricky Rein against the City and County of San Francisco for $100,000; the lawsuit was filed on November 30, 2012, in San Francisco Superior Court, Case No. CGC-12-523533; entitled Ricky Rein v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

140004 [Appointment, Small Business Commission - Kathleen Dooley]

Motion appointing Kathleen Dooley, term ending January 6, 2018, to the Small Business Commission. (Clerk of the Board)

Motion No. M14-008

APPROVED

140005 [Appointment, Balboa Park Station Community Advisory Committee - Gwynn Kaliher-Mackellen]

Motion appointing Gwynn Kaliher-Mackellen, term ending January 9, 2015, to the Balboa Park Station Community Advisory Committee. (Clerk of the Board)

Motion No. M14-009

APPROVED

140006 [Appointment, Eastern Neighborhoods Citizens Advisory Committee - Julie Leadbetter]

Motion appointing Julie Leadbetter, term ending October 19, 2015, to the Eastern Neighborhood Citizens Advisory Committee. (Clerk of the Board)

Motion No. M14-010

APPROVED

140007 [Appointment, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - Robert Marquez]

Motion appointing Robert Marquez, term ending August 2, 2017, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Clerk of the Board)

Motion No. M14-011

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

There were no items.

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Privilege of the floor was granted to John Haley (Municipal Transportation Agency), who responded to questions raised throughout the discussion on File No. 130713.

130713 [Agreement - New Flyer of America Inc. - Purchase of Trolley Buses - Not to Exceed $94,950,444]

Sponsors: Wiener; Breed

Resolution approving a contract with New Flyer of America Inc., for the purchase of 60 articulated trolley buses, associated equipment and spare parts, for an amount not to exceed $94,950,444.

Supervisor Breed requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Privilege of the floor was granted to Brian Strong, Director (Capital Planning), Ben Rosenfield (City Controller), Kate Howard (Mayor's Office), and Jon Givner (City Attorney's Office), who responded to questions raised throughout the discussion on File Nos. 131190, 131189, 140059, and 140060.

131190 [General Obligation Bond Election - Earthquake Safety and Emergency Response]

Sponsors: Mayor; Chiu

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 3, 2014, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: $400,000,000 to finance the construction, acquisition, improvement, and seismic retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; and incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

Supervisor Wiener requested File No. 131190 be DUPLICATED (see File No. 140059).

Supervisor Wiener, seconded by Supervisor Avalos, moved that this Ordinance be CONTINUED to February 4, 2014, with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140059 [General Obligation Bond Election - Earthquake Safety, Emergency Response, and Streetlights]

Sponsors: Mayor; Chiu

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 3, 2014, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: $400,000,000 to finance the construction, acquisition, improvement, and seismic retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; and incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

Supervisor Wiener requested File No. 131190 be DUPLICATED.

DUPLICATED from File No. 131190

Supervisor Wiener, seconded by Supervisor Avalos, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 3, 2014, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: $425,000,000 to finance the construction, acquisition, improvement, and seismic retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety, the construction, acquisition, and improvement of streetlights on public rights-of-way, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; and incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

Supervisor Wiener, seconded by Supervisor Avalos, moved that this Ordinance be CONTINUED AS AMENDED to February 4, 2014, with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131189 [General Obligation Bonds - Earthquake Safety and Emergency Response]

Sponsors: Mayor; Chiu

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, and retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.
(Fiscal Impact)

Supervisor Wiener requested File No. 131189 be DUPLICATED (see File No. 140060).

Supervisor Wiener, seconded by Supervisor Avalos, moved that this Ordinance be CONTINUED to February 4, 2014, with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140060 [General Obligation Bonds - Earthquake Safety, Streetlights, and Emergency Response]

Sponsors: Mayor; Chiu

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, and retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

Supervisor Wiener requested File No. 131189 be DUPLICATED.

DUPLICATED from File No. 131189

Supervisor Wiener, seconded by Supervisor Avalos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, and retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety, the construction, acquisition, and improvement of streetlights on public rights-of-way, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

Supervisor Wiener, seconded by Supervisor Avalos, moved that this Resolution be CONTINUED AS AMENDED to February 4, 2014, with the Board sitting as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim was noted absent at 3:29 p.m., and present at 3:38 p.m.

131193 [Sale of Transferable Development Rights - War Memorial Complex - 301 and 401 Van Ness Avenue]

Sponsors: Mayor; Chiu and Wiener

Resolution authorizing the Director of Property to sell up to 1,100,000 gross square feet of transferable development rights (TDR) from the War Memorial Complex, 301 and 401 Van Ness Avenue, at fair market value; and to execute and record Certificates of Transfer and to take such additional actions as may be necessary to effectuate one or more TDR transfers in accordance with Planning Code, Section 128.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131211 [Accept and Expend Grant - Kezar Triangle - Golden Gate Park - $670,000]

Sponsors: Breed; Mar

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant of up to $670,000 from the San Francisco Parks Alliance, for the design and construction of landscape improvements to Kezar Triangle in Golden Gate Park for the period of August 15, 2013, through August 15, 2014.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131212 [Accept and Expend Grant - San Francisco Youth Back on Treatment to Recovery Through Accountability, Collaboration, and Knowledge - $250,000]

Sponsor: Breed

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of $250,000 from U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, to participate in a program, entitled "San Francisco Youth Back on Treatment to Recovery through Accountability, Collaboration, and Knowledge," for the period of October 1, 2013, through September 30, 2015; and waiving indirect costs.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131213 [Accept and Expend Grant - Safe Havens: Supervised Visitation and Safe Exchange Grant Program - $133,333]

Sponsor: Breed

Resolution retroactively authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of $133,333 from Department of Justice, Office of Violence Against Women, to participate in a program, entitled "Safe Havens: Supervised Visitation and Safe Exchange Grant Program," for the period of October 1, 2013, through September 30, 2014; and waiving indirect costs.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131215 [Accept and Expend Grant - San Francisco Parks Alliance - $1,150,000]

Sponsors: Farrell; Mar

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant of up to $1,150,000 from the San Francisco Parks Alliance for the design and construction of a renovated playground in Mountain Lake Park, for the period of June 20, 2013, through September 30, 2014.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131230 [Real Property Lease - Port - Affordable Self Storage, Inc. - $24,664.86 Monthly]

Resolution approving Port Commission Lease No. L-15690 with Affordable Self Storage, Inc. for paved vacant land located within Seawall Lot No. 349 in the Southern Waterfront with an initial monthly rent of $24,664.86 for a 58-month term and possible extension terms of up to 60 months, to commence following Board approval. (Port)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131231 [Real Property Lease - Port - Affordable Self Storage, Inc. - $47,789.14 Monthly]

Resolution approving Port Commission Lease No. L-15691 with Affordable Self Storage, Inc. for paved vacant land located within Seawall Lot No. 349 in the Southern Waterfront with an initial monthly rent of $47,789.14 for a 31-month term, to commence following Board approval. (Port)

ADOPTED by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131235 [Apply for Grant - Continuum of Care Program - Not to Exceed $24,000,000]

Resolution approving the 2013 Grant Application for the United States Department of Housing and Urban Development Continuum of Care Program with an amount not to exceed $24,000,000; and fulfilling the Board of Supervisors review and approval process for all annual or otherwise recurring grants of $5,000,000 or more. (Human Services Agency)

ADOPTED by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131238 [Approval of Donations - Airport Capital Improvement Promotion and Event Fund - $400,000]

Resolution approving donations of $100,000 or greater, totaling $400,000, to the Airport Capital Improvement Promotion and Event Fund from The Boeing Company, Hensel Phelps Construction Co., and United Airlines, Inc., pursuant to Administrative Code, Section 10.100-18. (Airport Commission)

ADOPTED by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140013 [Accept and Expend Grant - Byrne Criminal Justice Innovation Program - Up to $997,217]

Sponsor: Cohen

Resolution retroactively authorizing the Office of the District Attorney to accept and expend up to $997,217 awarded by the Office of Justice Programs for a project entitled the "Safer Together Consortium," for the period of October 1, 2013, through September 30, 2016.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

131118 [Planning Code - Landmark Designation - 1712-1716 Fillmore Street (aka Marcus Books and Jimbo's Bop City)]

Sponsors: Breed; Mar and Campos

Ordinance designating 1712-1716 Fillmore Street (aka Marcus Books and Jimbo's Bop City), Assessor's Block No. 0684, Lot No. 020, as a landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Campos requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131145 [Competitive Selection Process - Landfill Disposal Provider]

Sponsors: Avalos; Farrell, Chiu, Tang, Breed, Kim, Yee, Wiener, Campos, Cohen and Mar

Ordinance making findings that the City's competitive process for selecting a preferred contractor for landfill disposal was adequate, fair, and consistent with the request for proposals; ratifying the selection of Recology San Francisco (Recology) as the preferred contractor; ratifying the termination of the landfill disposal and facilitation agreements with Recology; endorsing environmental review under the California Environmental Quality Act (CEQA) of the Recology proposal as the City's preferred project alternative; clarifying that, consistent with prior practice and existing law, the definition of "services" contained in Administrative Code, Chapter 21, excludes the agreements resulting from the competitive selection process; and making environmental findings under CEQA.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131162 [General Plan - Adjacent Parcels to the Western South of Market, East South of Market, and Market and Octavia Area Plans]

Sponsor: Kim

Ordinance amending the General Plan by amending the boundaries of the East South of Market Area Plan to incorporate 40 nearby parcels on Mission Street, generally bounded by 7th Street to the east, 9th Street to the west, and Minna Street to the south; amending the Market and Octavia Planning Area to incorporate nine adjacent parcels along Mission Street and 10th Street, generally bound by Washburn Street to the east, and Minna Street to the south; amending the Western South of Market Area Plan to remove one parcel on 10th Street; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131161 [Planning Code, Zoning Map - Adjacent Parcels and Western South of Market Cleanup]

Sponsor: Kim

Ordinance amending Zoning Map, Sheets ZN01, ZN07, ZN08, HT07, HT08, and SU07, to revise use districts and height and bulk districts for parcels adjacent to and within the Western South of Market Plan Area; to extend the Van Ness and Market Downtown Residential Special Use District; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Yee, seconded by Supervisor Farrell, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Yee introduced, welcomed, and presented a Certificate of Honor to Michele Rutherford, Director of Office of Early Care and Education, in recognition of her work and accomplishments to improve early childhood care and education.

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Bond Yee, Director of Sustainable Streets, Municipal Transportation Agency, in recognition of his accomplishments and 32 years of distinguished service with the City and County of San Francisco.

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Melanie Nutter, Director of the Department of the Environment, in recognition of her accomplishments and distinguished service with the City and County of San Francisco.

Supervisor Farrell introduced, welcomed, and presented a Certificate of Honor to The BASIC (Bay Area Scholarships for Inner-City Children) Fund in recognition of their accomplishments broadening the educational opportunities for inner-city children and continued community support.

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Sgt. Malcolm Anderson, Officer Matthew Friedman, Jerry Chen, and David Spector in recognition of their accomplishments in recovering stolen bicycles during several successful sting operations last year.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Female Speaker; expressed concerns related to the anti-abortion banners legislation.
Ellen Shaffer; expressed concerns related to the anti-abortion banners legislation.
Cheryl Traverse; expressed concerns related to the anti-abortion banners legislation.
Female Speaker: expressed concerns related to the anti-abortion banners legislation.
Joe Brenner; expressed concerns related to the anti-abortion banners legislation.
Linda Patterson; expressed concerns related to the anti-abortion banners legislation.
Christopher Hall; expressed concerns related to the anti-abortion banners legislation.
Female Speaker; expressed concerns related to the immigration reform legislation.
Rufus Watkins; expressed concerns regarding the Midtown Park apartments.
Female Speaker; expressed concerns regarding the Midtown Park apartments.
Donald Greg; expressed concerns regarding the Midtown Park apartments.
Marchelle Johnson; expressed concerns regarding the Midtown Park apartments.
Eddie Chan; expressed concerns regarding the Midtown Park apartments.
Henny Kelly; expressed concerns regarding the anti-abortion banners and Midtown Park apartments.
Steven Gerard; expressed concerns related to the anti-abortion banners legislation.
Female Speaker; expressed concerns related to the immigration reform legislation.
Tim Paulson; expressed concerns related to the immigration reform legislation.
Frank Martine DeCampo; expressed concerns related to the immigration reform legislation.
Male Speaker; expressed concerns related to the immigration reform legislation.
Viviana Guzman; expressed concerns related to the immigration reform legislation.
Female Speaker; expressed concerns related to the immigration reform legislation.
Justine Marcus; expressed concerns related to the anti-abortion banners legislation.
Ray Hartz; expressed various concerns relating to government.
Walter Paulson; expressed in song certain concerns with the Board.
Edmond Juicye; expressed various concerns.
Jerrell Banks; expressed concerns regarding the cleanliness of various neighborhoods.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140027 [Final Map 6352 - 1502-1598 Yosemite Avenue, 1509-1587 Wallace Avenue, 2200-2260 Keith Street]

Motion approving Final Map 6352, a merger and seven lot resubdivision, Lot "A" being a 34 unit commercial Condominium Project, located at 1502-1598 Yosemite Avenue, 1509-1587 Wallace Avenue, 2200-2260 Keith Street, being a subdivision of Assessor's Block No. 4830, Lot Nos. 001 and 015, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-012

APPROVED

140028 [Final Map 4586 - 168 Hyde Street]

Motion approving Final Map 4586, a 31 residential unit Condominium Project located at 168 Hyde Street, being a subdivision of Assessor's Block No. 0345, Lot No. 012A, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-013

APPROVED

140041 [Bond Yee Day - January 31, 2014]

Sponsors: Chiu; Tang, Mar and Wiener

Resolution commending and honoring Bond Yee for 32 years of distinguished service with the City and County of San Francisco and declaring January 31, 2014, to be Bond Yee Day in the City and County of San Francisco.

ADOPTED

140051 [Final Map 7096 - 1489-1495 Valencia Street]

Motion approving Final Map 7096, an eight residential unit and one commercial unit, Mixed-Use Condominium Project, located at 1489-1495 Valencia Street, being a subdivision of Assessor's Block No. 6530, Lot Nos. 041 and 042, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-014

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Campos requested that File No. 140040 be severed so that it may be considered separately.

140040 [Opposing Anti-Abortion Banners on Market Street]

Sponsors: Campos; Yee, Farrell, Wiener, Chiu, Kim, Mar and Cohen

Resolution opposing the anti-abortion banners on Market Street, urging the dedication of banner proceeds to the Department of Public Health for a campaign advancing accurate and scientifically verifiable education about women's reproductive health, and requesting the review of banner regulations to assess whether the banners were issued in violation of City law.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Chiu requested that File No. 140042 be severed so that it may be considered separately.

140042 **[Urging Federal Action on Comprehensive Immigration Reform]**

Sponsors: Chiu; Campos, Wiener, Cohen, Yee, Mar, Kim and Avalos

Resolution urging suspension of further deportations of undocumented immigrants, extension of the "Deferred Action for Childhood Arrivals Program," and an end to the firings of undocumented workers.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

PROPOSED ORDINANCES

140031 **[Street Vacation Order - Hunters View Phase 2 - West Point Road]**

Ordinance ordering the vacation of a portion of West Point Road and various public service easements for the Hunters View Phase 2 development; quitclaiming the City's interest in the vacation areas to the San Francisco Housing Authority; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; authorizing official acts in connection with this Ordinance; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

01/08/14; RECEIVED FROM DEPARTMENT.

01/28/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/27/2014.

PROPOSED RESOLUTIONS

140029 [Resolution of Intent - Street Vacation - Hunters View Phase 2 - West Point Road]

Resolution declaring the intention of the Board of Supervisors to vacate a portion of West Point Road and various public service easements in the Hunters View Phase 2 Project; and setting a hearing date for all persons interested in the proposed vacation of said street areas. (Public Works Department)

01/08/14; RECEIVED FROM DEPARTMENT.

01/28/14; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

140048 [Settlement of Claim - Jacqueline Mallorca - $45,000]

Resolution approving the settlement of the unlitigated claim filed by Jacqueline Mallorca against the City and County of San Francisco for $45,000; claim was filed on September 9, 2013. (City Attorney)

01/16/14; RECEIVED FROM DEPARTMENT.

01/28/14; RECEIVED AND ASSIGNED to Rules Committee.

140049 [California Environmental Quality Act Findings - Peninsula Pipelines Seismic Upgrade Project - San Mateo County]

Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program, and a statement of overriding considerations related to the Peninsula Pipelines Seismic Upgrade Project in San Mateo County. (Public Utilities Commission)

01/17/14; RECEIVED FROM DEPARTMENT.

01/28/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

140050 [Public Auction - Tax-Defaulted Real Property]

Resolution authorizing the Tax Collector to sell certain parcels of tax-defaulted real property at public auction. (Treasurer-Tax Collector)

01/17/14; RECEIVED FROM DEPARTMENT.

01/28/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:14 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

DOCUMENTS DEPT
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Tuesday, February 4, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:30 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Norton, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:05 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Land Use and Economic Development Committee

131056 [Street Artist Spaces - Post Street at Stockton Street]

Resolution approving re-designation of two temporary selling spaces on Post Street, northwest corner, at Stockton Street for six months for street artists certified by the Arts Commission. (Arts Commission)

ADOPTED

131057 [Street Artist Space - Leavenworth Street at Jefferson Street]

Resolution approving re-designation of one selling space on Leavenworth Street, west side, at Jefferson Street, for six months for street artists certified by the Arts Commission; exempting said space from the regulations of Police Code, Sections 2405(c)(6) and (11), prohibiting selling within ten feet from the outer edge of any entrance to any building and prohibiting selling within five feet of the display of any other street artist. (Arts Commission)

ADOPTED

131118 [Planning Code - Landmark Designation - 1712-1716 Fillmore Street (aka Marcus Books and Jimbo's Bop City)]

Sponsors: Breed; Mar, Campos and Chiu

Ordinance designating 1712-1716 Fillmore Street (aka Marcus Books and Jimbo's Bop City), Assessor's Block No. 0684, Lot No. 020, as a landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supevisor Chiu requested to be added as a co-sponsor.

FINALLY PASSED

131145 [Competitive Selection Process - Landfill Disposal Provider]

Sponsors: Avalos; Farrell, Chiu, Tang, Breed, Kim, Yee, Wiener, Campos, Cohen and Mar

Ordinance making findings that the City's competitive process for selecting a preferred contractor for landfill disposal was adequate, fair, and consistent with the request for proposals; ratifying the selection of Recology San Francisco (Recology) as the preferred contractor; ratifying the termination of the landfill disposal and facilitation agreements with Recology; endorsing environmental review under the California Environmental Quality Act (CEQA) of the Recology proposal as the City's preferred project alternative; clarifying that, consistent with prior practice and existing law, the definition of "services" contained in Administrative Code, Chapter 21, excludes the agreements resulting from the competitive selection process; and making environmental findings under CEQA.

FINALLY PASSED

131162 [General Plan - Adjacent Parcels to the Western South of Market, East South of Market, and Market and Octavia Area Plans]

Sponsor: Kim

Ordinance amending the General Plan by amending the boundaries of the East South of Market Area Plan to incorporate 40 nearby parcels on Mission Street, generally bounded by 7th Street to the east, 9th Street to the west, and Minna Street to the south; amending the Market and Octavia Planning Area to incorporate nine adjacent parcels along Mission Street and 10th Street, generally bound by Washburn Street to the east, and Minna Street to the south; amending the Western South of Market Area Plan to remove one parcel on 10th Street; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

FINALLY PASSED

131161 [Planning Code, Zoning Map - Adjacent Parcels and Western South of Market Cleanup]

Sponsor: Kim

Ordinance amending Zoning Map, Sheets ZN01, ZN07, ZN08, HT07, HT08, and SU07, to revise use districts and height and bulk districts for parcels adjacent to and within the Western South of Market Plan Area; to extend the Van Ness and Market Downtown Residential Special Use District; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

131232 [Street Encroachment - Operator Convenience Facilities - Terminus of Various Muni Bus Routes]

Resolution granting revocable permission to the Municipal Transportation Agency to occupy portions of the public right-of-way to install and maintain two new operator convenience facilities at the terminus of various Muni bus routes; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

ADOPTED

140015 [Electric Service Agreement - Public Utilities Commission - Transbay Project]

Sponsor: Kim

Resolution authorizing the Public Utilities Commission's General Manager to enter into an Electric Service Agreement with the Transbay Joint Powers Authority for the Public Utilities Commission to be the primary provider of electric service to the Transbay Project beginning January 2014 and ending January 2017; and making findings pursuant to the California Environmental Quality Act.

ADOPTED

Recommendations of the Rules Committee

131179 [Settlement of Lawsuit - John Wettstein - $247,500]

Ordinance authorizing settlement of the lawsuit filed by John Wettstein against the City and County of San Francisco by payment of up to $247,500; the lawsuit was filed on October 28, 2011, in the San Francisco Superior Court and removed to U.S. District Court, Northern District of California, on November 10, 2011, Case No. C11-5484-CRB; entitled John Wettstein v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

131180 [Settlement of Lawsuit - Danilo Martin Molieri and Daniel Steven Molieri - $40,000]

Ordinance authorizing settlement of the lawsuit filed by Danilo Martin Molieri and Daniel Steven Molieri against the City and County of San Francisco for $40,000; the lawsuit was filed on December 1, 2010, in United States District Court, Case No. CV10-5430 MMC; entitled Danilo Martin Molieri, et al., v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

131181 [Settlement of Lawsuit - Ricky Rein - $100,000]

Ordinance authorizing settlement of the lawsuit filed by Ricky Rein against the City and County of San Francisco for $100,000; the lawsuit was filed on November 30, 2012, in San Francisco Superior Court, Case No. CGC-12-523533; entitled Ricky Rein v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

There were no items.

NEW BUSINESS

Recommendation of the Budget and Finance Committee

140038 [Agreement - Owners' Association for Administration/Management of Central Market Community Benefit District]

Sponsor: Kim

Resolution approving an agreement with the nonprofit Owners' Association for Administration/Management of the renewed and expanded property-based Community Benefit District known as the "Central Market Community Benefit District," pursuant to California Streets and Highways Code, Section 36651, for a period commencing upon Board approval to June 30, 2028.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Government Audit and Oversight Committee

130462 [Business and Tax Regulations Code - Public Realm Landscaping, Improvement, and Maintenance Assessment Districts]

Sponsor: Cohen

Ordinance amending the Business and Tax Regulations Code, by adding Article 15A "Public Realm Landscaping, Improvement and Maintenance Assessment Districts" (Green Benefit Districts), to provide for establishment of assessment districts to finance landscaping, improvements, and maintenance of public realm areas (outdoor spaces open to the public), including parks, parklets, sidewalks, unimproved areas, landscaped areas, plazas, and gardens; to authorize the purchase of real property with assessment funds, where property will be a public realm area and the district will provide landscaping, improvements and/or maintenance; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Economic Development Committee

131086 [Planning Code, Zoning Map - 1500 Page Street Affordable Housing Special Use District]

Sponsors: Breed; Campos

Ordinance amending the Planning Code, to establish the 1500 Page Street Affordable Housing Special Use District (SUD) for the property located at 1500 Page Street (Assessor's Block No. 1223, Lot No. 004); amend the Zoning Map to add the Affordable Housing SUD and modify the height and bulk limits for the lot, and repeal the provisions establishing the 1500 Page Street Residential Care SUD and the permitted building height for the Residential Care SUD; affirming the Planning Department's California Environmental Quality Act findings; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Campos requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Kim, seconded by Supervisor Campos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests.. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Bryan Kane in recognition of his adoption of fair and inclusive employment practices and emphasis on creating job opportunities for City residents seeking reentry into the workforce at his award-winning winery on Treasure Island.

Supervisor Kim introduced, welcomed, and presented a Certificate of Honor to Tiffani Mah, on behalf of Target, in recognition of their leadership in promoting fair and inclusionary hiring practices nationwide and successfully combining corporate values with social responsibility.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140083 [Hearing - General Obligation Bond - Earthquake Safety, Emergency Response, and Possibly Streetlights]

Hearing of persons interested in or objecting to the Ordinance (File No. 131190) and Resolution (File No. 131189) relating to the General Obligation Bond to finance the construction, acquisition, improvement, and seismic retrofitting for earthquake safety of emergency response facilities; and the Ordinance (File No. 140059) and Resolution (File No. 140060) relating to the General Obligation Bond to finance the construction, acquisition, improvement, and seismic retrofitting for earthquake safety of emergency response facilities, and the construction, acquisition, and improvement of streetlights on public rights-of-way.

The President inquired as to whether any member of the public wished to address the Board relating to the amendments to the General Obligation Bonds referenced in File Nos. 131190, 131189, 140059, 140060. Supervisor Wiener provided an overview of the bonds and amendments. Walter Paulson; shared in song support for the bonds. Christopher Dahl; expressed concerns relating to seismic safety and in support for the bonds. Male Speaker; spoke neither in support or opposition to the bonds. Ernestine Waters Weiss; spoke in support of the bonds. Todd Rydstrom (Public Utilities Commission) provided additional details relating to the bonds, capital needs, and answered questions raised throughout the discussion. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

131190 [General Obligation Bond Election - Earthquake Safety and Emergency Response]

Sponsors: Mayor; Chiu

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 3, 2014, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: $400,000,000 to finance the construction, acquisition, improvement, and seismic retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; and incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

Supervisor Wiener, seconded by Supervisor Mar, moved that this Ordinance be PASSED, ON FIRST READING. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131189 [General Obligation Bonds - Earthquake Safety and Emergency Response]

Sponsors: Mayor; Chiu

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, and retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.
(Fiscal Impact)

Supervisor Wiener, seconded by Supervisor Mar, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140059 [General Obligation Bond Election - Earthquake Safety, Emergency Response, and Streetlights]

Sponsors: Mayor; Chiu

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 3, 2014, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: $425,000,000 to finance the construction, acquisition, improvement, and seismic retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety, the construction, acquisition, and improvement of streetlights on public rights-of-way, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; and incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

Supervisor Wiener, seconded by Supervisor Mar, moved that this Ordinance be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140060 [General Obligation Bonds - Earthquake Safety, Emergency Response, and Streetlights]

Sponsors: Mayor; Chiu

Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, and retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety, the construction, acquisition, and improvement of streetlights on public rights-of-way, and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.
(Fiscal Impact)

Supervisor Wiener, seconded by Supervisor Mar, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORT

Recommendation of the Land Use and Economic Development Committee

131192 [Police, Administrative Codes - Considering Criminal History in Employment and Housing Decisions]

Sponsors: Kim; Cohen, Avalos, Campos, Chiu, Mar and Yee

Ordinance amending the Police Code to require employers and housing providers to limit the use of criminal history information, and follow certain procedures and restrictions when inquiring about and using conviction history information to make decisions about employment and tenancy in San Francisco; and amending the Administrative Code to require City contractors and subcontractors to adhere to the same limits, procedures, and restrictions when making decisions regarding employment of persons for work on City contracts and subcontracts.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
Ernestine Waters Weiss; spoke relating to lighting on the Embarcadero and recent crime streak.
Male Speaker; spoke relating to San Francisco/Oakland Bay Bridge declaration.
Adrienne Bousian (Planned Parenthood); spoke in support of proposed February Women's Health Month legislation.
Nicole Recalado (Planned Parenthood); spoke in support of proposed February Women's Health Month legislation.
Felicia Elizondo; spoke relating to the Vicki Marlane Memorial Campaign and renaming of 100 block of Turk Street.
Christopher Dahl; spoke expressing various concerns relating to democracy, slavery, and patrons.
Dr. Robert Gould; spoke relating to social responsibility and in support for proposed soda tax legislation.
Male Speaker; spoke in support of reallocation of fees for misplaced tenants.
Walter Paulson; shared in song certain concerns with the Board relating to Superbowl.
Male Speaker; expressed various religious concerns.
Eric P. Scott; spoke in opposition to proposed soda tax legislation.
Ace Washington; spoke relating to Black History Month and expressed various concerns relating to proposed soda tax legislation.
Peter Warfield (Library Users Association); expressed concerns relating to offsite storage of books not available for public access at SF Public Libraries.
Jakkee Bryson; spoke relating to Black History Month and expressed concerns for eviction protection in supportive housing facilities.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140069 [Supporting Senate Bill 837 - Kindergarten Readiness Act]

Sponsors: Cohen; Campos

Resolution expressing support for Senate Bill 837, the Kindergarten Readiness Act.

Supervisor Campos requested to be added as a co-sponsor.

Supervisor Cohen, seconded by Supervisor Breed, moved that this Resolution be CONTINUED to February 11, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140070 [Supporting Transgender and Gender Non-Conforming Youth and Restorative Justice]

Sponsors: Campos; Wiener, Chiu, Mar and Avalos

Resolution calling on the Contra Costa County District Attorney's Office to dismiss the charges filed against Jewlyes Klazson-Gutierrez and to offer community-based alternatives and processes that will ensure accountability; and facilitate and support healing and restoration for the youth involved and impacted by the November 13, 2013, incident at Hercules High School.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140071 [Urging the Municipal Transportation Agency to Implement a Market on the Move Pilot Project]

Sponsors: Chiu; Mar and Campos

Resolution urging the Municipal Transportation Agency to implement a Market on the Move pilot project to improve the street for transit riders, bicyclists, and pedestrians through additional private vehicles, diversions, and other efforts.

Supervisors Mar and Campos requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140072 [Urging Governor Brown and the State Legislature to Restore Cuts to Medi-Cal Rates]

Sponsors: Chiu; Campos

Resolution urging Governor Brown and the State Legislature to restore cuts to the Medi-Cal reimbursement rates.

Supervisor Campos requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTION

140056 [Performance Contract Approval - California Department of Health Care Services - Mental Health Services]

Resolution retroactively approving Performance Contract No. 13-90332, between Community Behavioral Health Services and the Department of Health Care Services, incorporating the Mental Health Services Act, Projects for Assistance in Transition from Homelessness, and Community Mental Health Services Grant programs, for the period of July 1, 2013, through June 30, 2014; and authorizing the Community Behavioral Health Services Director, Department of Public Health, to sign said agreement and any and all amendments in the future. (Public Health Department)

01/24/14; RECEIVED FROM DEPARTMENT.

02/04/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:11 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

DOCUMEN
FEB 14 2014
SAN FRANCISCO

Tuesday, February 11, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:30 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Norton, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:03 p.m. On the call of the roll, Supervisors Avalos, Kim, and Yee were not present. There was a quorum.

Supervisors Avalos and Kim were noted present at 2:04 p.m.
Supervisor Yee was noted present at 2:05 a.m.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

There were none.

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

140113 [Formal Policy Discussions - February 11, 2014]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisor representing Districts 10. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. When the City adopted the Eastern Neighborhoods Plan we were aware a significant funding gap existed for the promised neighborhood infrastructure improvements. As development is moving forward at a fast pace, the infrastructure needed to support this growth has significantly lagged. Current and future residents need additional parks, transportation streetscape and pedestrian safety improvements to accommodate this growth. I recently held a hearing on how the City is going to address both this funding gap and the slow project delivery from City departments in the Eastern Neighborhoods. I believe that an Infrastructure Financing District (IFD) is one of the strongest tools we have to address this problem. I have been told by your staff for the last year that you are not interested in pursuing an IFD and most recently that it's your intention to fund the infrastructure improvements for the Eastern Neighborhoods in your proposed upcoming November Ballot initiative for Municipal Transportation Agency (MTA). Would you support an IFD for Eastern Neighborhoods separate from your proposed November Ballot initiative and should this initiative fail, what is your plan to support the infrastructure needs of the Eastern Neighborhoods? Additionally, would you support efforts to slow the pace of development until the City can meet its obligations in funding and delivering the associated infrastructure improvements? (Supervisor Cohen, District 10)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendation of the Government Audit and Oversight Committee

130462 [Business and Tax Regulations Code - Public Realm Landscaping, Improvement, and Maintenance Assessment Districts]

Sponsor: Cohen

Ordinance amending the Business and Tax Regulations Code, by adding Article 15A "Public Realm Landscaping, Improvement and Maintenance Assessment Districts" (Green Benefit Districts), to provide for establishment of assessment districts to finance landscaping, improvements, and maintenance of public realm areas (outdoor spaces open to the public), including parks, parklets, sidewalks, unimproved areas, landscaped areas, plazas, and gardens; to authorize the purchase of real property with assessment funds, where property will be a public realm area and the district will provide landscaping, improvements and/or maintenance; and making environmental findings.

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

131086 [Planning Code, Zoning Map - 1500 Page Street Affordable Housing Special Use District]

Sponsors: Breed; Campos

Ordinance amending the Planning Code, to establish the 1500 Page Street Affordable Housing Special Use District (SUD) for the property located at 1500 Page Street (Assessor's Block No. 1223, Lot No. 004); amend the Zoning Map to add the Affordable Housing SUD and modify the height and bulk limits for the lot, and repeal the provisions establishing the 1500 Page Street Residential Care SUD and the permitted building height for the Residential Care SUD; affirming the Planning Department's California Environmental Quality Act findings; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

131192 [Police, Administrative Codes - Considering Criminal History in Employment and Housing Decisions]

Sponsors: Kim; Cohen, Avalos, Campos, Chiu, Mar and Yee

Ordinance amending the Police Code to require employers and housing providers to limit the use of criminal history information, and follow certain procedures and restrictions when inquiring about and using conviction history information to make decisions about employment and tenancy in San Francisco; and amending the Administrative Code to require City contractors and subcontractors to adhere to the same limits, procedures, and restrictions when making decisions regarding employment of persons for work on City contracts and subcontracts.

FINALLY PASSED

131185 [Avigation Easements - San Mateo County - San Francisco International Airport's Noise Insulation Program]

Resolution approving the acquisition of 33 Avigation Easements from various property owners in San Mateo County to replace expiring Avigation Easements required for the San Francisco International Airport's Noise Insulation Program (Project); adopting findings that the Project is categorically exempt from environmental review under the California Environmental Quality Act, Class 1: Existing Facilities; adopting findings that the acquisition is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

131190 [General Obligation Bond Election - Earthquake Safety and Emergency Response]

Sponsors: Mayor; Chiu and Mar

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 3, 2014, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: $400,000,000 to finance the construction, acquisition, improvement, and seismic retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; and incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34.

Supervisor Mar requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

140010 [Accept and Expend Grant - Building Resilience Against Climate Effects: Empowering San Francisco Communities to Address Climate Change - $173,515]

Sponsor: Mayor

Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of $173,515 from Centers for Disease Control and Prevention to participate in a program entitled Building Resilience Against Climate Effects: Empowering San Francisco Communities to Address Climate Change, for the period of September 1, 2013, through August 31, 2014.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140066 [Lease - Coit Tower, LLC - $662,400 Annual Base Rent]

Sponsors: Chiu; Mar

Resolution retroactively authorizing the General Manager of the Recreation and Park Department to execute a five-year lease from February 1, 2014, through January 31, 2019, with one three-year option to extend, for an initial annual base rent of $662,400 with Coit Tower, LLC, for the operation and management of Coit Tower; and reaffirming the commitment of the Board of Supervisors to protect and preserve Coit Tower and its murals in accordance with Proposition B, passed by voters on June 5, 2012.

(Fiscal Impact)

Supervisor Mar requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Economic Development Committee

130938 [Planning Code - Transit Impact Development Fee Exemptions]

Sponsor: Wiener

Ordinance amending the Planning Code to revise deadlines for certain Transit Impact Development Fee (TIDF) exemptions; eliminate project-specific references in exemptions applicable to redevelopment areas, and make such exemptions dependent on the terms of the controlling development agreement, redevelopment plan, interagency agreement or other contract entered into by the City; require that the TIDF be calculated based on the rate in effect and the time of issuance of the first construction document; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Avalos, seconded by Supervisor Campos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Avalos introduced, welcomed, and presented a Certificate of Honor to Jim Cruz of the National Alliance for Filipino Concerns (NAFCON) in recognition of their volunteerism, fundraising, accomplishments, and continued community support.

Supervisor Avalos introduced, welcomed, and presented a Certificate of Honor to Workers and Owners of the Rainbow Grocery Store in recognition of their green practices, fundraising and 'After the Storm' Campaign, accomplishments, and continued community support.

COMMITTEE REPORTS

130650 [Administrative Code - Home Detention and Electronic Monitoring Program]
Ordinance amending the Administrative Code to expand the category of jail inmates eligible for the Home Detention Program; and authorizing the Sheriff to implement an Electronic Monitoring Program to pretrial detainees being held in lieu of bail. (Sheriff)

This item was not sent as a Committee Report.

131106 [Liquor License - 222 Hyde Street]
Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Larry Livingston for The Basement, located at 222 Hyde Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Neighborhood Services and Safety Committee)

This item was not sent as a Committee Report.

Recommendations of the Neighborhood Services and Safety Committee

131167 **[Liquor License Transfer - 1301 Van Ness Avenue]**

Resolution determining that the premises-to-premises transfer of a Type 21 off-sale general license and a Type 42 on-sale beer and wine public premises license from 1301 Van Ness Avenue to the same address (District 2), to Liz Zaninovich for Beverages & More, Inc., dba BevMo!, will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Neighborhood Services and Safety Committee)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131184 **[Liquor License Transfer - 829-26th Street]**

Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 129 Carolina Street to 829-26th Street (District 10), to David Netzer for Wine House Limited, will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4. (Neighborhood Services and Safety Committee)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Male Speaker; expressed various religious concerns.
Peter Warfield (Library User's Association); expressed concerns relating to access to periodicals and policification of the SF Public Library.
Francisco Da Costa, expressed various concerns relating to public testimony timeframes, rental rates, and Supervisors' salaries.
Walter Paulson; shared in song certain concerns relating to the Chinese New Year, recent rain, and Phillipines typhoon with the Board.
Jordan Nagle; expressed concerns relating to the proposed Broadway Corridor Liquor License Moratorium.
Ray Hartz; expressed concerns relating to constitutional and civil rights, open government, public participation, and Sunshine Ordinance determinations.
Male Speaker (Tenderloin Walking Tour Guide); expressed concerns relating to Turk and Taylor clean-up.
Male Speaker; expressed concerns relating to potential City College closure and in support of proposed Resolution relating to City College.
Jenny Worley; spoke in support of proposed Resolution relating to City College.
Timothy Killikelly; spoke in support of proposed Resolution relating to City College.
Ken Tray; spoke in support of proposed Resolution relating to City College.
Ariel Hiller; spoke in support of proposed Resolution relating to City College.
Dr. Anita Gruer (Former Members of the City College of San Francisco Board of Trustees); expressed concerns relating to potential City College closure and spoke in support of proposed Resolution relating to City College.
Male Speaker; spoke in support of proposed Resolution relating to City College.
Shanell Williams (Student Trustee); spoke in support of proposed Resolution relating to City College.
Female Speaker; spoke in support of proposed Resolution relating to City College.
Dee Selby; spoke in support of proposed Resolution relating to City College.
Pam Tan Lee; spoke in support of proposed Resolution relating to City College.
James Tracy; spoke in support of proposed Resolution relating to City College.
John Rizzo (Member of the City College of San Francisco Board of Trustees); spoke in support of proposed Resolution relating to City College.
Alisa Messer (AFT 2121); spoke in support of proposed Resolution relating to City College.
Neil Maller; spoke in opposition to the renaming of the Bay Bridge.
Roger Scott; spoke in support of proposed Resolution relating to City College.
Male Speaker; expressed various concerns and in support of proposed legislation introduced by Supervisor Farrell.
Jakkee Bryson; spoke relating to Black History Month and expressed concerns for eviction protection in supportive housing facilities.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140104 [Apply For Grants - Housing Related Parks Program]

Sponsor: Mayor

Resolution authorizing the Recreation and Park Department to apply for grants from the California Department of Housing and Community Development.

ADOPTED

140106 [Supporting Assembly Bill 1439 (Salas) - Prohibiting Sweepstakes Gambling Cafes]

Sponsor: Avalos

Resolution supporting Assembly Bill 1439, authored by Assemblymember Rudy Salas, which would prohibit the operation of gambling themed or simulated gambling electronic video monitors at Internet sweepstakes businesses.

ADOPTED

140107 [Women, Girls, and Transgender Women's Health Month - February 2014]

Sponsors: Campos; Tang, Farrell, Wiener, Mar, Avalos, Chiu and Cohen

Resolution declaring February 2014 as Women, Girls, and Transgender Women's Health Month in the City and County of San Francisco, encouraging women, girls, and transgender women to sign-up for health insurance through Covered California or the expanded Medi-Cal Program; acknowledging that reproductive health is a vital component of women, girls, and transgender women's health and overall wellbeing that must be recognized, prioritized, and protected; affirming San Francisco's support for the Women's Health Protection Act of 2013; launching a social media campaign to honor women, girls, and transgender women's health; and encourage women, girls, and transgender women to obtain health coverage through Covered California, the expanded Medi-Cal Program, or Healthy San Francisco.

ADOPTED

140108 [One Billion Rising for Justice Day - February 14, 2014]

Sponsors: Chiu; Campos

Resolution joining the global call to action opposing violence against women and proclaiming February 14, 2014, as "One Billion Rising for Justice Day" in the City and County of San Francisco.

Supervisor Campos requested to be added as a co-sponsor.

ADOPTED

140109 [Apply, Accept, and Expend State Grant - Urban Greening for Sustainable Communities - $17,861]

Sponsor: Cohen

Resolution approving an application for and authorizing the Department of Public Works to accept and expend a grant in the amount of $17,861 from the California Strategic Growth Council's Urban Greening for Sustainable Communities Grant Program to landscape and green Bret Harte Elementary School, for the period of March 1, 2014, through August 31, 2014.

ADOPTED

140101 **[Committee of the Whole - Ground Lease - Carroll Street Senior Community - 1751 Carroll Avenue - March 4, 2014]**

Sponsor: Cohen

Motion scheduling the Board to sit as a Committee of the Whole on March 4, 2014, at 3:00 p.m., to hold a public hearing on the proposal of the Mayor's Office of Housing and Community Development (acting on behalf of the Office of Community Investment and Infrastructure) to enter into a Ground Lease Agreement, for a term of 55 years commencing upon Board approval, for the purpose of developing housing for very low-income senior households, located at 1751 Carroll Avenue (Assessor's Block No. 5431A, Lot No. 042), with Carol Avenue Senior Homes, LP, a California limited partnership, pursuant to the provisions of California Health and Safety Code, Section 33433, Community Redevelopment Law.

Motion No. M14-015

APPROVED

140110 **[Concurring in the Continuation of the Revised Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]**

Motion concurring in the continuation of the "Rim Fire" Revised Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board)

Motion No. M14-016

APPROVED

The foregoing Items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Cohen requested that File No. 140069 be severed so that it may be considered separately.

140069 **[Supporting Senate Bill 837 - Kindergarten Readiness Act]**

Sponsors: Cohen; Campos

Resolution expressing support for Senate Bill 837, the Kindergarten Readiness Act.

REFERRED to the Neighborhood Services and Safety Committee

Supervisor Avalos requested that File No. 140105 be severed so that it may be considered separately.

140105 **[Urging Temporary Protected Status for the Philippines]**

Sponsors: Avalos; Chiu, Campos and Mar

Resolution urging the Secretary of State and the United States Department of Homeland Security to grant Temporary Protected Status to the Philippines in order to support the recovery effort in the aftermath of Super Typhoon Haiyan.

Supervisors Campos and Mar requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE

140084 [Administrative Code - Jail Inmate Health Insurance Enrollment]

Ordinance amending the Administrative Code, to designate the Sheriff as the entity to assist county jail inmates with submitting an application for a health insurance affordability program consistent with federal requirements. (Sheriff)

01/28/14; RECEIVED FROM DEPARTMENT.

02/11/14; ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee, expires on 3/13/2014.

PROPOSED RESOLUTIONS

140088 [Settlement of Grievance - SEIU, Local 1021 - $171,651.10]

Resolution approving the settlement of Grievance No. 82-12-2540 filed by SEIU, Local 1021 against the City and County of San Francisco on August 1, 2012. (City Attorney's Office)

01/29/14; RECEIVED FROM DEPARTMENT.

02/11/14; RECEIVED AND ASSIGNED to Rules Committee.

140089 [Lease Agreement - Southwest Airlines, Co. - Airport Cargo Building 606 - $1,313,761]

Resolution approving and authorizing the execution of a Lease Agreement for Cargo Building 606, and Related Areas on Plot 9B, No. L13-0257, between Southwest Airlines, Co., and the City and County of San Francisco, acting by and through its Airport Commission, for an amount not to exceed $1,313,761, for a term of five years, to commence upon Board approval. (Airport Commission)

01/31/14; RECEIVED FROM DEPARTMENT.

02/11/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

140092 [Agreement - Itron, Inc. - Meter Reading and Forecasting Software Maintenance - $171,000]

Resolution authorizing the General Manager of the Public Utilities Commission to enter into an agreement with Itron, Inc., for meter reading and forecasting software maintenance, for a term of five and one-half years, from March 30, 2014, to September 30, 2019, in the amount of $171,000 pursuant to Charter Section 9.118(b). (Public Utilities Commission)

02/03/14; RECEIVED FROM DEPARTMENT.

02/11/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

140093 [Contract Amendment - San Francisco AutoReturn Towing - $147,928.28 Monthly]

Resolution approving the First Amendment to the restated and amended Towing Agreement and Property Use License for towing, storage and disposal of abandoned and illegally parked vehicles, between the Municipal Transportation Agency and TEGSCO, LLC, d.b.a. San Francisco AutoReturn, for a per-month rent amount of $147,928.28, for a period commencing upon Board approval to July 21, 2015. (Municipal Transportation Agency)

02/03/14; RECEIVED FROM DEPARTMENT.

02/11/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:52 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

GOVERNMENT
DOCUMENTS DEPT

MAR - 3 2014

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, February 25, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos	Wednesday 1:00 PM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:04 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Cohen, moved to approve the Board Meeting Minutes of January 7, 2014, and January 14, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Land Use and Economic Development Committee

130938 [Planning Code - Transit Impact Development Fee Exemptions]

Sponsor: Wiener

Ordinance amending the Planning Code to revise deadlines for certain Transit Impact Development Fee (TIDF) exemptions; eliminate project-specific references in exemptions applicable to redevelopment areas, and make such exemptions dependent on the terms of the controlling development agreement, redevelopment plan, interagency agreement or other contract entered into by the City; require that the TIDF be calculated based on the rate in effect and the time of issuance of the first construction document; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

140029 [Resolution of Intent - Street Vacation - Hunters View Phase 2 - West Point Road]

Resolution declaring the intention of the Board of Supervisors to vacate a portion of West Point Road and various public service easements in the Hunters View Phase 2 Project and setting a hearing date of March 18, 2014, for all persons interested in the proposed vacation of said street areas. (Public Works Department)

ADOPTED

Recommendations of the Rules Committee

140025 [Appointments, SRO Task Force - Dan Jordan, Amelia Rudberg, Joshua Vining, Angela Chu, and Nicolette Alexander]

Motion appointing Dan Jordan, Amelia Rudberg (residency requirement waived), Joshua Vining (residency requirement waived), Angela Chu, and Nicolette Alexander, terms ending December 31, 2015, to the SRO Task Force. (Clerk of the Board)

Motion No. M14-017

APPROVED

140085 [Appointment, Developmental Disabilities Area Board V - Donna Adkins]

Motion appointing Donna Adkins, term ending December 31, 2016, to the Developmental Disabilities Area Board V. (Clerk of the Board)

Motion No. M14-018

APPROVED

140086 [Appointments, Workforce Investment Community Advisory Committee - Lai Yu Lily Wong, Winnie Yu, and Dion-Jay Brookter]

Motion appointing Lai Yu Lily Wong, Winnie Yu, and Dion-Jay Brookter (residency requirement waived), terms ending February 19, 2016, to the Workforce Investment Community Advisory Committee. (Clerk of the Board)

Motion No. M14-019

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

There were no items.

NEW BUSINESS

Recommendations of the Budget and Finance Committee

131147 [Accept and Expend Grant - Juvenile Accountability Block Grant and Amendment to the Annual Salary Ordinance - FY2013-2014 - $94,132]

Sponsor: Campos

Ordinance retroactively authorizing the Public Defender's Office to accept and expend a grant in the amount of $94,132 from the Board of State and Community Corrections for the purpose of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant; and amending Ordinance No. 160-13 (Annual Salary Ordinance, FY2013-2014) to reflect the addition of one Class 8177 Trial Attorney grant-funded position (0.45 FTE) at the Public Defender's Office, for the period of July 1, 2013, through June 30, 2014.

PASSED, ON FIRST READING

140014 [Apply for, Accept, and Expend Grant - Green Connections: Oakdale Avenue - Not to Exceed $975,659]

Sponsor: Cohen

Resolution approving application for grant funds for the Urban Greening Grant Program entitled "Green Connections: Oakdale Avenue," under the Safe Drinking Water, Water Quality and Supply, Flood Control, River, and Coastal Protection Bond Act of 2006, in an amount not to exceed $975,659 for the period of July 1, 2014, through June 30, 2016.
(Fiscal Impact)

Supervisor Cohen, seconded by Supervisor Farrell, moved that this Resolution be AMENDED on Page 1, Line 1, by adding 'Accept and Expend'; Line 6, by adding 'for the period of July 1, 2014, through June 4, 2016'; Page 2, Line 21, by adding 'FURTHER RESOLVED, That the Board authorizes the Planning Department to accept and expend the grant funds, if awarded, in a manner consistent with the application and this Resolution.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140050 [Public Auction - Tax-Defaulted Real Property]

Resolution authorizing the Tax Collector to sell certain parcels of tax-defaulted real property at public auction. (Treasurer-Tax Collector)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Referred Without Recommendation from the Budget and Finance Committee

131163 [Term Sheet Endorsement - Pacific Gas and Electric Company ZA-1 Embarcadero-Potrero 230kV Transmission Project]

Resolution endorsing the Pacific Gas and Electric Company (PG&E) ZA-1 Embarcadero-Potrero 230kV Transmission Project Revised Term Sheet among the Port Commission, the City and County of San Francisco, and PG&E. (Port)
(Fiscal Impact)

Privilege of the floor was granted to Brad Benson (Port) who responded to questions raised throughout the discussion.

Supervisor Avalos, seconded by Supervisor Mar, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Government Audit and Oversight Committee

131206 [Police Code - Expanding Use of Unclaimed Personal Property and Bicycles]

Sponsors: Avalos; Campos, Chiu, Mar and Yee

Ordinance amending the Police Code to make unclaimed personal property, including unclaimed bicycles, worth $500 or less available to the Human Services Agency for use in programs designed to prevent juvenile delinquency and programs to benefit low-income and transit-challenged residents.

Supervisors Mar and Yee requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140100 [Agreement - Owners' Association for Administration/Management of Top of Broadway Community Benefit District]

Sponsor: Chiu

Resolution approving an agreement with the nonprofit Owners' Association for Administration/Management of the established property-based Community Benefit District known as the "Top of Broadway Community Benefit District," pursuant to California Streets and Highways Code, Section 36651, for a period commencing upon Board approval, to June 30, 2021.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

131178 [Planning Code - Article 11 Designation of 660 California Street]

Sponsor: Chiu

Ordinance amending the Planning Code to change the designation of 660 California Street, Assessor's Block No. 0241, Lot No. 011 (a.k.a. the Old St. Mary's Rectory), from Category V (Unrated) to Category III (Contributory) under Planning Code, Article 11; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140033 [Authorizing Levy and Collection of Special Taxes Within City and County of San Francisco Special Tax District No. 2009-1 - Seismic Safety Retrofits]

Sponsors: Mayor; Chiu, Tang and Wiener

Ordinance amending Ordinance No. 16-10 to authorize the levy and collection of Special Taxes within City and County of San Francisco Special Tax District No. 2009-1 (San Francisco Sustainable Financing) for seismic safety retrofits to certain privately owned buildings or real property; and directing the Clerk of the Board to publish a notice of public hearing and other matters related thereto.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Neighborhood Services and Safety Committee

131062 [Police Code - Reporting Information About Employees of Privately Owned Parking Garages and Parking Lots]

Sponsors: Wiener; Cohen, Campos and Mar

Ordinance amending the Police Code to require applicants for commercial parking permits to provide the residential zip code, gender, and duration of employment for employees and other individuals working in privately owned parking lots or parking garages.

Supervisor Kim, seconded by Supervisor Breed, moved that this Ordinance be AMENDED on Page 2, Line 6, by adding 'provided that the applicant shall not inquire about or acquire information in violation of Police Code, Article 49'; Page 3, Line 22, by adding 'provided that the applicant shall not inquire about or acquire information in violation of Police Code, Article 49'; Line 23, by adding 'the applicant knows'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

130402 [Health, Business and Tax Regulations Codes - Safe Body Art]

Ordinance amending the Health Code by repealing miscellaneous sections relating to tattooing and adding Article 40 to require body art practitioners to register with the Department of Public Health (DPH) and to annually renew registration, and to require permanent and temporary body art facilities to obtain and annually renew permits with DPH; amending the Business and Tax Regulations Code by adding fees relating to body art permits and licenses; and making environmental findings. (Public Health Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisors Avalos and Mar Excused from Voting

Supervisor Kim, seconded by Supervisor Campos, moved that Supervisors Avalos and Mar be excused from voting on File No. 140087. The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

140087 [Appointments, San Francisco Local Agency Formation Commission - Supervisors John Avalos and Eric Mar]

Motion appointing Supervisor John Avalos, as a member, and Supervisor Eric Mar, as an alternate member, terms ending February 4, 2018, to the San Francisco Local Agency Formation Commission. (Clerk of the Board)

Motion No. M14-020

APPROVED by the following vote:

Ayes: 9 - Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 2 - Avalos, Mar

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Breed, seconded by Supervisor Cohen, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

BLACK HISTORY MONTH
Supervisors introduced, welcomed, and presented Certificates of Honor to individuals in recognition of Black History Month, their accomplishments, and their continued community support, as referenced below:

Supervisor Avalos recognized Jackie Battle (Minnie and Lovie Ward Recreation Center); and
Supervisor Breed recognized Adrian Williams; and
Supervisor Campos recognized Kim-Shreee Maufus (School Board Commissioner); and
Supervisor Chiu recognized Officer Carl Payne (Central Station, Retired Police Officer); and
Supervisor Cohen recognized Shekinah Christian Fellowship Volunteers (Charles Drew Elementary School); and
Supervisor Farrell recognized Father Kenneth Westray; and
Supervisor Kim recognized Joe Wilson (Community Building Program, Hospitality House); and
Supervisor Mar recognized Charles M. Collins (YMCA President and CEO); and
Supervisor Tang recognized Major Rosie Price Montgomery (JROTC Instructor, Lincoln High School); and
Supervisor Wiener recognized Gwyneth Borden; and
Supervisor Yee recognized Bridget Miller.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Male Speaker; expressed various religious concerns.
Ray Hartz (San Francisco Open Government); expressed concerns relating to open government, City Librarian, and statements of economic interest forms.
Male Speaker; expressed concerns relating to community bulletin boards, drugs, and homeless housing.
Christopher Dahl; expressed concerns relating to decay of common bonds.
Espinola Jackson (Bayview Hunter's Point); expressed concerns relating to affordable housing.
Male Speaker; expressed concerns relating to renaming of Bay Bridge.
Male Speaker; expressed concerns relating to mood gym, health quality, and obesity.
Emil Lawrence; expressed concerns relating to demolition of Candlestick Park and job applications/registry.
Peter Warfield; expressed concerns relating to the SF Public Library and removal of Bernal Library murals.
Edmund Larry Juizye; expressed various concerns.

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

140129 [Closed Session - Update on Labor Negotiations]

Sponsor: Chiu

Motion that the Board of Supervisors convene in closed session on February 25, 2014, with the Mayor's Office and the Department of Human Resources pursuant to San Francisco Administrative Code, Section 67.10(e), and California Government Code, Section 54957.6, regarding negotiations with labor unions representing City employees.

The President inquired as to whether any member of the public wished to address the Board regarding the proposed continuance to convene in closed session on March 4, 2014. There were no speakers. The President declared public comment closed.

Supervisor Farrell, seconded by Supervisor Campos, AMENDED on Page 1, Line 3, by changing 'February 25, 2014' to 'March 4, 2014'; Line 10, by changing 'February 25, 2014' to 'March 4, 2014.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar, seconded by Supervisor Farrell, moved that this Motion be CONTINUED AS AMENDED to March 4, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140125 [Apply for Grants - California Department of Resources Recycling and Recovery Funds]

Sponsor: Mayor

Resolution authorizing the Department of the Environment to submit applications for a used oil recycling competitive grant, and all grants offered by California Department of Resources Recycling and Recovery, for the purpose of advancing zero waste, and safely managing and reducing household hazardous waste and used motor oil.

ADOPTED

140130 [Suspending Board Rule 3.26.1 and Amending Board Rule 3.31 Extending the Joint City and School District Select Committee through March 1, 2015, and Setting Monthly Meetings]

Sponsors: Kim; Mar

Motion suspending the Board of Supervisors' Rules of Order 3.26.1 to consider, without reference, an amendment to Board Rule 3.31 to extend the term of the Joint City and School District Select Committee through March 1, 2015; ordering the City and School District Select Committee meetings of the Board of Supervisors be held on the third Thursdays of each month at 3:30 p.m. in the Board of Supervisors' Chamber.

Supervisor Mar requested to be added as a co-sponsor.

Motion No. M14-021

APPROVED

140138 [Final Map 7620 - 2558 Mission Street]

Motion approving Final Map 7620, a two-lot Airspace Subdivision, being also 114 residential units within Parcel A, and three commercial units within Parcel B, a Mixed-Use Condominium Project, located at 2558 Mission Street, being a subdivision of Assessor's Block No. 3616, Lot No. 084, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-022

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Wiener requested that File No. 140129 be severed so that it may be considered separately.

140126 [Departmental Study of Waterfront Ballot Initiative]

Sponsor: Wiener

Resolution referring the initiative measure known as the "Waterfront Height Limit Right to Vote Initiative," to the Port of San Francisco, Planning Department, City Administrator, Controller, Office of Economic and Workforce Development, Municipal Transportation Agency, and Mayor's Office of Housing and Community Development, to report on the measure's potential impacts, if passed, on the City's future housing (including affordable housing), infrastructure, transportation, and open space needs, as well as the City's tax base.

Privilege of the floor was granted to Jon Givner, Deputy City Attorney, who responded to questions raised throughout the discussion.

Supervisor Cohen, seconded by Supervisor Wiener, moved that this Resolution be REFERRED to the Land Use and Economic Development Committee. Supervisor Cohen withdrew the motion.

Supervisor Wiener, seconded by Supervisor Breed, moved that this Resolution be REFERRED to the Land Use and Economic Development Committee. The motion FAILED by the following vote:

Ayes: 4 - Breed, Farrell, Tang, Wiener
Noes: 7 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Yee

Supervisor Campos, seconded by Supervisor Farrell, moved that this Resolution be REFERRED to the Rules Committee. The motion carried by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Yee
Noes: 3 - Breed, Tang, Wiener

IMPERATIVE AGENDA

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Campos, seconded by Supervisor Breed, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Campos, seconded by Supervisor Breed, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140149 [Urging Arizona Governor Jan Brewer to Veto Arizona Senate Bill 1062]

Sponsors: Campos; Wiener, Mar, Kim, Cohen, Avalos, Breed, Chiu, Tang, Farrell and Yee

Resolution denouncing Arizona Senate Bill (SB) 1062, a law that permits discrimination against the Lesbian, Gay, Bisexual, and Transgender community under the guise of religion, urging Governor Jan Brewer to veto SB1062, expanding the boycott of the State of Arizona and Arizona-based businesses if SB1062 is passed, and endorsing the City Attorney's offer to cooperate in a lawsuit challenging SB1062.

The President inquired as to whether any member of the public wished to address the Board relating to File No. 140149. There were no speakers. The President declared public comment closed.

Supervisor Campos, seconded by Supervisor Breed, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

140114 [Settlement of Lawsuit - State Farm Insurance Company - $115,000]

Ordinance authorizing settlement of the lawsuit filed by State Farm Insurance Company against the City and County of San Francisco for $115,000; the lawsuit was filed on July 1, 2013, in Superior Court of California, County of San Francisco, Case No. CGC-13-532539; entitled State Farm General Insurance Company, v. City and County of San Francisco, et al. (City Attorney's Office)

02/07/14, RECEIVED FROM DEPARTMENT.

02/25/14, RECEIVED AND ASSIGNED to Rules Committee.

140118 [Settlement of Lawsuit - Elevated Investors II LLC - City to Receive $20,000]

Ordinance authorizing settlement of the writ action filed by the City and County of San Francisco against Assessment Appeals Board No. 1, and Elevated Investors II LLC as the real party in interest, in exchange for a payment of $20,000 from Elevated Investors II LLC; the lawsuit was filed on June 12, 2009, in San Francisco Superior Court, Case No. CPF-11-511651; entitled City and County of San Francisco, et al., v. Assessment Appeals Board No. 1, (Elevated Investors II LLC). (City Attorney's Office)

02/10/14; RECEIVED FROM DEPARTMENT.

02/25/14; RECEIVED AND ASSIGNED to Rules Committee.

140119 [Settlement of Lawsuit - BRE/GLEN Portfolio Mezz 4 LLC - $512,581.50]

Ordinance authorizing settlement of the lawsuit filed by BRE/GLEN Portfolio Mezz 4 LLC against the City and County of San Francisco for $512,581.50; the lawsuit was filed on March 26, 2013, in San Francisco Superior Court, Case No. CGC-13-530011; entitled BRE/GLEN Portfolio Mezz 4 LLC v. City and County of San Francisco. (City Attorney's Office)

02/10/14; RECEIVED FROM DEPARTMENT.

02/25/14; RECEIVED AND ASSIGNED to Rules Committee.

140137 [Settlement of Lawsuit - Gabe Terry v. CCSF - $125,000]

Ordinance authorizing settlement of the lawsuit filed by Gabe Terry and Elena Wong Terry against the City and County of San Francisco for $125,000; the lawsuit was filed on July 6, 2012, in San Francisco Superior Court, Case No. CGC-12-522132; entitled Gabe Terry, et al. v. City and County of San Francisco, et al. (City Attorney's Office)

02/12/14; RECEIVED FROM DEPARTMENT.

02/25/14; RECEIVED AND ASSIGNED to Rules Committee.

140141 [Administrative Code - Reauthorizing Reentry Council]

Ordinance amending the Administrative Code to reauthorize the Reentry Council and revise the membership, powers and duties, and sunset date. (Sheriff)

02/14/14; RECEIVED FROM DEPARTMENT.

02/25/14; ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.

PROPOSED RESOLUTIONS

140115 [Settlement of Claim - John C. Lyons - $125,000]

Resolution approving the settlement of the unlitigated claim filed by John C. Lyons against the City and County of San Francisco for $125,000; claim was filed on February 5, 2013. (City Attorney's Office)

02/07/14; RECEIVED FROM DEPARTMENT.

02/25/14; RECEIVED AND ASSIGNED to Rules Committee.

140116 [Settlement of Claim - California State Automobile Association Insurance Company - $56,330.42]

Resolution approving the settlement of the unlitigated claim filed by California State Automobile Association Insurance Company against the City and County of San Francisco for $56,330.42; claim was filed on August 30, 2013. (City Attorney's Office)

02/07/14; RECEIVED FROM DEPARTMENT.

02/25/14; RECEIVED AND ASSIGNED to Rules Committee.

140140 [Emergency Contract - San Francisco General Hospital Building 80/90 Elevator Modernization - Not to Exceed $2,500,000]

Resolution approving an emergency public work contract under Administrative Code , Section 6.60, to modernize and replace three elevators in San Francisco General Hospital Buildings 80 and 90 with a contract amount not to exceed $2,500,000. (Public Works Department)

02/14/14; RECEIVED FROM DEPARTMENT.

02/25/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:12 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, March 4, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

MAR - 7 2014

SAN FRANCISCO
PUBLIC LIBRARY

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:05 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of January 28, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

131147 [Accept and Expend Grant - Juvenile Accountability Block Grant and Amendment to the Annual Salary Ordinance - FY2013-2014 - $94,132]

Sponsor: Campos

Ordinance retroactively authorizing the Public Defender's Office to accept and expend a grant in the amount of $94,132 from the Board of State and Community Corrections for the purpose of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant; and amending Ordinance No. 160-13 (Annual Salary Ordinance, FY2013-2014) to reflect the addition of one Class 8177 Trial Attorney grant-funded position (0.45 FTE) at the Public Defender's Office, for the period of July 1, 2013, through June 30, 2014.

FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee

131206 [Police Code - Expanding Use of Unclaimed Personal Property and Bicycles]

Sponsors: Avalos; Campos, Chiu, Mar and Yee

Ordinance amending the Police Code to make unclaimed personal property, including unclaimed bicycles, worth $500 or less available to the Human Services Agency for use in programs designed to prevent juvenile delinquency and programs to benefit low-income and transit-challenged residents.

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

131178 [Planning Code - Article 11 Designation of 660 California Street]

Sponsor: Chiu

Ordinance amending the Planning Code to change the designation of 660 California Street, Assessor's Block No. 0241, Lot No. 011 (a.k.a. the Old St. Mary's Rectory), from Category V (Unrated) to Category III (Contributory) under Planning Code, Article 11; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission)

FINALLY PASSED

140033 [Authorizing Levy and Collection of Special Taxes Within City and County of San Francisco Special Tax District No. 2009-1 - Seismic Safety Retrofits]

Sponsors: Mayor; Chiu, Tang and Wiener

Ordinance amending Ordinance No. 16-10 to authorize the levy and collection of Special Taxes within City and County of San Francisco Special Tax District No. 2009-1 (San Francisco Sustainable Financing) for seismic safety retrofits to certain privately owned buildings or real property; and directing the Clerk of the Board to publish a notice of public hearing and other matters related thereto.

FINALLY PASSED

Recommendations of the Rules Committee

130402 [Health, Business and Tax Regulations Codes - Safe Body Art]

Ordinance amending the Health Code by repealing miscellaneous sections relating to tattooing and adding Article 40 to require body art practitioners to register with the Department of Public Health (DPH) and to annually renew registration, and to require permanent and temporary body art facilities to obtain and annually renew permits with DPH; amending the Business and Tax Regulations Code by adding fees relating to body art permits and licenses; and making environmental findings. (Public Health Department)

FINALLY PASSED

131237 **[Settlement of Claim - Rajnikant T. Desai and Helen A. Desai - $72,156.71]**

Resolution approving the settlement of the unlitigated claim filed by Rajnikant T. Desai and Helen A. Desai against the City and County of San Francisco for $72,156.71; claim was filed on November 13, 2012. (City Attorney)

ADOPTED

140048 **[Settlement of Claim - Jacqueline Mallorca - $45,000]**

Resolution approving the settlement of the unlitigated claim filed by Jacqueline Mallorca against the City and County of San Francisco for $45,000; claim was filed on September 9, 2013. (City Attorney)

ADOPTED

140088 **[Settlement of Grievance - SEIU, Local 1021 - $171,651.10]**

Resolution approving the settlement of Grievance No. 82-12-2540 filed by SEIU, Local 1021, against the City and County of San Francisco for $171,651.10, on August 1, 2012. (City Attorney's Office)

ADOPTED

140133 **[Appointment, San Francisco Health Authority - Brenda Yee]**

Motion appointing Brenda Yee, term ending January 15, 2017, to the San Francisco Health Authority. (Rules Committee)

Motion No. M14-023

APPROVED

140134 **[Appointment, Graffiti Advisory Board - Dee Dee Workman]**

Motion appointing Dee Dee Workman, term ending April 10, 2015, to the Graffiti Advisory Board. (Rules Committee)

Motion No. M14-024

APPROVED

140135 **[Appointment, Citizens' General Obligation Bond Oversight Committee - Michael Seville]**

Motion appointing Michael Seville, term expiring November 21, 2014, to the Citizens' General Obligation Bond Oversight Committee. (Rules Committee)

Motion No. M14-025

APPROVED

140136 **[Appointments, Market and Octavia Community Advisory Committee - Krute Singa, Kenneth Wingard, Dennis Richards, and Jason Henderson]**

Motion appointing Krute Singa, Kenneth Wingard, Dennis Richards, and Jason Henderson, terms expiring on December 16, 2014, to the Market and Octavia Community Advisory Committee. (Rules Committee)

Motion No. M14-026

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Neighborhood Services and Safety Committee

131062 [Police Code - Reporting Information About Employees of Privately Owned Parking Garages and Parking Lots]

Sponsors: Wiener; Cohen, Campos and Mar

Ordinance amending the Police Code to require applicants for commercial parking permits to provide the residential zip code, gender, and duration of employment for employees and other individuals working in privately owned parking lots or parking garages.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

131218 [Real Property Lease - Employees' Retirement System - 1145 Market Street - $15,645,100.01]

Sponsor: Cohen

Resolution authorizing a 10-year Lease of 35,579 sq. ft. at 1145 Market Street for space for the San Francisco Employees' Retirement System from 1145 Market Street, LP, a California Limited Partnership for $113,727.50 monthly for an approximate total of $15,645,100.01 for the period of August 1, 2014, through July 31, 2024.
(Fiscal Impact)

Privilege of the floor was granted to John Updike, Director of Real Estate, and Jay Huish, Executive Director of San Francisco Employees' Retirement System, who responded to questions raised throughout the discussion.

ADOPTED by the following vote:

Ayes: 7 - Avalos, Cohen, Farrell, Mar, Tang, Wiener, Yee
Noes: 4 - Breed, Campos, Chiu, Kim

131229 [Contract - Sheriff's Department - Secure Reentry Program Facility - $4,195,576]

Resolution authorizing the Sheriff's Department to enter into a contract with the California Department of Corrections and Rehabilitation (CDCR) to contract for, accept and expend up to $4,195,576 to establish the San Francisco County Secure Reentry Program Facility (SPRF) to house for up to 60 days state inmates that are scheduled to be released from state prison within 60 days or less to Post Release Community Supervision in San Francisco County. The Sheriff's Department will provide housing appropriate for program delivery. The Adult Probation Department will provide intensive, in-custody evidence-based reentry programming, which will address offenders' underlying criminogenic needs. The Sheriff's Department and Adult Probation Department shall jointly report to the State Legislature and CDCR on the implementation of this SPRF after a period of one, two and three years as part of this pilot program, to commence upon Board approval for a three-year term. The Sheriff's Department and Adult Probation will report annually to the Board of Supervisors and the Capital Planning Committee on the increase in the average daily inmate population. (Sheriff)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131236 [Agreement - HDR Engineering, Inc. - Construction Management Services - $27,500,000]

Resolution extending an agreement for an additional six months between the Public Utilities Commission and HDR Engineering, Inc., through December 29, 2014, and increasing the estimated cumulative contract amount to $27,500,000 for additional construction management services, pursuant to Charter, Section 9.118(b). (Public Utilities Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140049 [California Environmental Quality Act Findings - Peninsula Pipelines Seismic Upgrade Project - San Mateo County]

Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program, and a statement of overriding considerations related to the Peninsula Pipelines Seismic Upgrade Project in San Mateo County. (Public Utilities Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131222 [Apply for Grant - BioDiversity Action Plan - $250,000]

Sponsor: Yee

Resolution authorizing the Department of the Environment to apply for a $250,000 grant from the California Strategic Growth Council to create the Biodiversity Action Plan, for the period of July 1, 2014, through June 30, 2015.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

130999 [Zoning Map - Transferable Development Right Sale Eligibility - 133-135 Golden Gate Avenue (St. Boniface Church and Rectory)]

Sponsor: Kim

Ordinance amending the Planning Code, Zoning Use District Map ZN01, to provide for eligibility to sell transferable development rights for property at 133-135 Golden Gate Avenue (St. Boniface Church and Rectory); and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131059 [Planning Code - Allowing Certain Non-Conforming Structures to be Rebuilt Under Certain Conditions]

Sponsors: Mayor; Chiu and Cohen

Ordinance amending the Planning Code to allow non-conforming secondary structures in a C-3-R (Downtown Retail) Zoning District to be demolished and rebuilt to the prior non-conforming size under certain conditions; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Neighborhood Services and Safety Committee

130987 [Liquor License - 1040 Hyde Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Timothy Lee for Liquid Gold, LLC, located at 1040 Hyde Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Neighborhood Services and Safety Committee)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

130401 [Health Code - Hazardous Materials]

Ordinance amending the Health Code to require electronic applications for registration of hazardous materials and for underground storage tanks be filed through the California Environmental Reporting System, to eliminate the requirement that registration of hazardous materials plans include a program for reduction of hazardous materials, and to provide for fee adjustment; and making environmental findings. (Public Health Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

130710 [Terms of and Expansion of Scope - Existing Local Agency Formation Commission Positions]

Sponsors: Avalos; Campos and Mar

Resolution amending the terms of the existing Local Agency Formation Commission (LAFCo) positions by expanding the scope of services for the Senior Program Officer; extending the term of employment additional three years through June 30, 2016; and utilizing the existing LAFCo budget to continue funding this position.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140102 [Hearing - Ground Lease - Successor Agency Land - 1751 Carroll Avenue - Bayview Senior Housing]

Hearing of persons interested in or objecting to proposed Resolution approving and authorizing the Successor Agency to the Redevelopment Agency of the City and County of San Francisco to execute a lease of land at 1751 Carroll Avenue (Assessor's Block No. 5431A, Lot No. 042), with Carroll Avenue Senior Homes, LP, a California limited partnership, for a term of 55 years for the purpose of developing housing for very low-income senior households; adopting findings under the California Environmental Quality Act; and adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 140103. Teresa Yanga (Mayor's Office of Housing) provided an overview of the project and responded to questions raised throughout the discussion. Edmund Juizye; Male Speaker; John Mburu Njoroge; Male Speaker; spoke in support of the ground lease. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

140103 [Ground Lease - Successor Agency Land - 1751 Carroll Avenue - Bayview Senior Housing]

Sponsor: Cohen

Resolution approving and authorizing the Successor Agency to the Redevelopment Agency of the City and County of San Francisco to execute a lease of land at 1751 Carroll Avenue (Assessor's Block No. 5431A, Lot No. 042), with Carroll Avenue Senior Homes, LP, a California limited partnership, for a term of 55 years for the purpose of developing housing for very low-income senior households; adopting findings under the California Environmental Quality Act; and adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORTS

Recommendation of the Government Audit and Oversight Committee

140128 [Setting the 2014 Budget and Legislative Analyst Services Audit Plan]

Sponsors: Breed; Cohen

Motion directing the Budget and Legislative Analyst to conduct two performance audits in 2014 and setting the priority as follows: 1) the Fire Department's allocation of resources to emergency medical services; and 2) the Fire Department's administrative staffing and strategic planning; and removing from the Budget and Legislative Analyst's audit plan the Department of Public Health's compliance with privacy and security regulations as defined by the Health Information Technology for Economic and Clinical Health Act and Health Insurance Portability and Accountability Act, previously approved by the Board of Supervisors.

Motion No. M14-027

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Economic Development Committee

131207 [Environment Code - Bottled Water]

Sponsors: Chiu; Mar, Kim and Cohen

Ordinance amending the Environment Code to restrict the sale or distribution on City property of drinking water in plastic bottles of 21 ounces or less, set City policy to increase the availability of drinking water in public areas, and bar the use of City funds to purchase bottled water; and making environmental findings.

Supervisors Kim and Cohen requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Avalos, seconded by Supervisor Cohen, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

WOMEN'S HISTORY MONTH
Nancy Kirshner-Rodriguez, President of the Commission on the Status of Women, provided opening remarks. Supervisors introduced, welcomed, and presented Certificates of Honor to individuals in recognition of Women's History Month, their accomplishments, and their continued community support as referenced below:

Supervisor Avalos recognized Reverend Glenda Hope; and
Supervisor Cohen recognized Olga Miranda; and
Supervisor Campos recognized Adrienne Verrilli.
Supervisor Wiener recognized Laura Thomas; and
Supervisor Yee recognized Kate Favetti; and
Supervisor Kim recognized Gum Gum Lee; and
Supervisor Breed recognized Sandy Mori; and
Supervisor Tang recognized Megan Agee; and
Supervisor Chiu recognized Kristie Fairchild; and
Supervisor Farrell recognized Robyn Thomas; and
Supervisor Mar recognized Sheila Tully.

Emily M. Murase, PhD, Executive Director of the Department on the Status of Women, provided closing remarks.

Supervisor Campos was noted absent at 4:46 p.m., and noted present at 4:56 p.m.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Christopher Dahl; expressed concerns relating to balance between calories and sweat.
Madeleine Savit; expressed concerns relating to Polk Street safety.
Emil Lawrence; expressed concerns relating to taxi businesses and bankruptcy.
Male Speaker; expressed concerns relating to proposed legislation on e-cigarettes.
Male Speaker; expressed concerns relating to renaming of the Bay Bridge.
Male Speaker; expressed various religious concerns.
Edmund Juizye; expressed various concerns relating to violence and support for zero tolerance.
Ray Ray; expressed various concerns.
John Mburu Njoroge; expressed concerns relating to Year 2000 (Y2K).

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

140129 [Closed Session - Update on Labor Negotiations]

Sponsor: Chiu

Motion that the Board of Supervisors convene in closed session on March 4, 2014, with the Mayor's Office and the Department of Human Resources pursuant to San Francisco Administrative Code, Section 67.10(e), and California Government Code, Section 54957.6, regarding negotiations with labor unions representing City employees.

The President inquired as to whether any member of the public wished to address the Board regarding convening in closed session. There were no speakers. The President declared public comment closed. The Board recessed at the hour of 5:40 p.m. to convene in closed session. The following Supervisors were noted present: Supervisors Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee.

Persons in attendance: Ben Rosenfield, Controller; Micki Callahan, Director of Department of Human Resources; Martin Gran, Director of Employee Relations; Kate Howard, Mayor's Budget Director; Jon Givner, Deputy City Attorney; Angela Calvillo, Clerk of the Board; Rick Caldeira, Legislative Deputy Director.

Matter was heard in closed session, no action was taken, and the hearing was filed. The Board reconvened at the hour of 6:15 p.m. The following Supervisors were noted present: Supervisors Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee.

Motion No. M14-028

Supervisor Breed, seconded by Supervisor Mar, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interests of the public that the Board elect at this time not to disclose its closed session deliberations.

Supervisor Farrell, seconded by Supervisor Campos, moved not to disclose its Closed Session deliberations. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140156 [Approval of a 60-Day Extension for Planning Commission Review of an Ordinance (File No. 131120) That Would Establish the Broadway Alcohol Restricted Use District]

Sponsor: Chiu

Resolution extending by 60-days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 131120) amending the Planning Code, by adding a new Section 789, to establish the Broadway Alcohol Restricted Use District on parcels with street frontage on Broadway, between Columbus Avenue and Montgomery Street; amending the Zoning Map, Sheet SU-02, to designate the Broadway Alcohol Restricted Use District; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED

140157 [Supporting Senate Bill 391 (DeSaulnier) - Establishing Permanent Funding Source for Affordable Housing Development]

Sponsors: Chiu; Mar, Kim, Campos, Avalos and Breed

Resolution supporting Senate Bill 391, authored by Senator Mark DeSaulnier, to establish a permanent funding source for affordable housing development in California .

ADOPTED

140158 [Problem Gambling Awareness Month - March 2014]

Sponsors: Mar; Avalos and Cohen

Resolution declaring March 2014 as Problem Gambling Awareness Month in the City and County of San Francisco.

ADOPTED

140159 [Supporting Senate Bill 1000 (Monning) - Sugar-Sweetened Beverage Safety Warning Act]

Sponsors: Mar; Wiener, Cohen, Chiu and Avalos

Resolution supporting the Sugar-Sweetened Beverage Safety Warning Act, also known as Senate Bill 1000, authored by Senator Bill Monning, to make California the first state to require health warning labels to be placed on sugary drinks, including sodas, sports drinks, and energy drinks.

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Absent: 1 - Breed

Supervisor Breed was noted absent at 6:14 p.m. and noted present at 6:17 p.m.

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 140170 be severed so that it may be considered separately.

140170 [Authorizing Preparation of Proponent Ballot Argument and Rebuttal Ballot Argument for Submittal to the Voters at the June 3, 2014, Consolidated Statewide Direct Primary Election]

Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the June 3, 2014, Consolidated Statewide Direct Primary Election. (Clerk of the Board)

Supervisor Farrell, seconded by Supervisor Yee, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Motion authorizing preparation of written Proponent ballot argument and rebuttal ballot argument for submittal to the voters at the June 3, 2014, Consolidated Statewide Direct Primary Election. (Clerk of the Board)

Motion No. M14-029

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTION

140148 [Street Encroachment - 1410 Stanyan Street]

Resolution granting revocable permission to Kieran J. Woods to occupy a portion of the public right-of-way to construct and maintain various improvements, including a driveway, associated retaining wall, a vehicular carousel to provide access to a proposed new single family dwelling at 1410 Stanyan Street (Block No. 2706, Lot No. 035), landscaping, stairs leading to a public sitting area, and other related improvements within an existing unimproved portion of Stanyan Street between Clarendon and Mountain Spring Avenues, conditioning the permit, affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the General Plan, and the priority policies of Planning Code, Section 101.1. (Public Works Department)

02/24/14; RECEIVED FROM DEPARTMENT.

03/04/14; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:20 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, March 11, 2014 - 2:00 PM

GOVERNMENT
DOCUMENTS DEPT

MAR 14 2014

SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, and Katy Tang

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll, Supervisors Wiener and Yee were not present. There was a quorum.

Supervisors Wiener and Yee Excused from Voting

Supervisor Campos, seconded by Supervisor Farrell, moved that Supervisors Wiener and Yee be excused from voting. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Breed, moved to approve the Board Meeting Minutes of February 4, 2014. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

140220 **[Formal Policy Discussions - March 11, 2014]**

Pursuant to Charter, Sections 2.103 and 3.100(7), and Administrative Code, Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing Districts 3, 5, 9, and 11. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mr. Mayor, to address the affordability crisis, you have pledged in your State of the City address to facilitate the construction of 30,000 units of housing by 2020 to meet the needs of the City's growing population. As you know, even as we build more housing we must do more to prevent the displacement of residents who are currently grappling with being priced out of San Francisco. I believe that our City's housing policy must include the preservation of existing, affordable rent controlled housing in addition to new development - a more cost effective way to provide affordable housing and stabilize communities. Two initiatives I've worked on to preserve our affordable housing stock are to: 1) create a pathway for the tens of thousands of existing in-law units to become legalized; and 2) establish a right for tenants to make an offer to buy their buildings when their property is up for sale. Will you support both initiatives, and can you pledge to invest in housing preservation by identifying funding for in-law units to be rehabbed and brought up code and for tenants to acquire their buildings and keep them affordable through the Small Site Acquisition Fund? (Supervisor Chiu, District 3)

2. San Francisco does not have enough ambulances. According to the Budget and Legislative Analyst's recent audit, "Medic to Follow" calls-the term used to describe when someone calls for an ambulance and the Fire Department does not have one available to send-have increased over 500% since 2008. They are happening an average of eight times each day. I have heard reports of patients being forced to wait 15, 25, even 40 minutes for an ambulance to transport them to the hospital. And the Fire Department is well below the service level it is obligated to provide under its "Exclusive Operating Area" with the state. Remaining out of compliance could seriously jeopardize jobs within the Fire Department, revenue to the Fire Department, and overall public safety.

The Fire Department estimates that it will need $9.8 million to provide new ambulances and personnel in order to meet its state regulations. This figure is likely high, as it does not account for the new revenue that increased emergency medical services capacity will generate. I have asked the Budget and Legislative Analyst to assess the net-net figure. Nonetheless, whether it is $4 million or $9 million, I think San Franciscans deserve a reliable emergency medical system.

Will you provide sufficient funding in this year's budget to bring the Fire Department's emergency medical services into compliance with its "Exclusive Operating Area" with the state? (Supervisor Breed, District 5)

3. As you know, Supervisor Avalos is in his second term. Very soon, he will be an unemployed former Supervisor over the age of fifty with no transferable skills whatsoever. Since you have such great relationships with our City's burgeoning technology sector, could you help Supervisor Avalos get a job?

Clearly, being a San Francisco Supervisor doesn't prepare anyone for the real world and Supervisor Avalos' advanced age is an additional handicap in the modern job market. Supervisor Avalos still asks lobbyists to make dittos instead of photocopy documents. He has no idea what Zynga means. He thinks Zynga is what Tom Ammiano calls a witty insult. He uses a flip phone. A flip phone.

So please use your considerable clout to help Supervisor Avalos get a job lined up for after he leaves office that can make use of his limited skills but generally affable temperament. Maybe as a greeter at Twitter HQ. Does Twitter have greeters? (Supervisor Campos, District 9)

4. In your letter of introduction to the 2013 Climate Action Strategy (CAS), you wrote that "the need for immediate action has never been more evident, and we know that cities are leading the way." However the urgency of that statement is belied by the fact that the letter was dated October 21, 2013, and the Climate Action Strategy was not released until February 12, 2014.

The Climate Action Strategy goes on to state that "moving to 100% renewable electricity is the single biggest step the City can take to reduce Greenhouse Gas Emissions." And yet there was an attempt to scrub all mentions of CleanPowerSF--the City's program to actually deliver 100% renewable electricity--from the Climate Action Strategy. The version of the CAS released on February 12th included a "whited-out" table of projected participation rates in CleanPowerSF. But that table was unceremoniously removed in a new version that was posted two days later.

Unless we quickly implement 100% renewable electricity, we will fail to meet our legislated Greenhouse Gas Emission reduction requirements in the next few years.

As a birthday present to me, will you work with the Department of the Environment to reinstate CleanPowerSF in the Climate Action Strategy?

And as a present to the 87% of San Franciscans who believe global warming is happening, will you commit to launch CleanPowerSF this year? (Supervisor Avalos, District 11)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced questions. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendations of the Land Use and Economic Development Committee

130999 **[Zoning Map - Transferable Development Right Sale Eligibility - 133-135 Golden Gate Avenue (St. Boniface Church and Rectory)]**

Sponsor: Kim

Ordinance amending the Planning Code, Zoning Use District Map ZN01, to provide for eligibility to sell transferable development rights for property at 133-135 Golden Gate Avenue (St. Boniface Church and Rectory); and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

131059 **[Planning Code - Allowing Certain Non-Conforming Structures to be Rebuilt Under Certain Conditions]**

Sponsors: Mayor; Chiu and Cohen

Ordinance amending the Planning Code to allow non-conforming secondary structures in a C-3-R (Downtown Retail) Zoning District to be demolished and rebuilt to the prior non-conforming size under certain conditions; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

131207 [Environment Code - Bottled Water]

Sponsors: Chiu; Mar, Kim and Cohen

Ordinance amending the Environment Code to restrict the sale or distribution on City property of drinking water in plastic bottles of 21 ounces or less, set City policy to increase the availability of drinking water in public areas, and bar the use of City funds to purchase bottled water; and making environmental findings.

FINALLY PASSED

Recommendation of the Rules Committee

130401 [Health Code - Hazardous Materials]

Ordinance amending the Health Code to require electronic applications for registration of hazardous materials and for underground storage tanks be filed through the California Environmental Reporting System, to eliminate the requirement that registration of hazardous materials plans include a program for reduction of hazardous materials, and to provide for fee adjustment; and making environmental findings. (Public Health Department)

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

There were no items.

NEW BUSINESS

Recommendations of the Budget and Finance Committee

131186 [Annual Update - Mental Health Services Act Program and Expenditure Plans - FY2013-2014]

Resolution authorizing adoption of the FY2013-2014 Annual Update to Mental Health Services Act Program and Expenditure Plans. (Public Health Department)

ADOPTED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

140056 [Performance Contract Approval - California Department of Health Care Services - Mental Health Services]

Resolution retroactively approving Performance Contract No. 13-90332, between Community Behavioral Health Services and the Department of Health Care Services, incorporating the Mental Health Services Act, Projects for Assistance in Transition from Homelessness, and Community Mental Health Services Grant programs, for the period of July 1, 2013, through June 30, 2014; and authorizing the Community Behavioral Health Services Director, Department of Public Health, to sign said agreement and any and all amendments in the future. (Public Health Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

Recommendations of the Budget and Finance Sub-Committee

140090 [Administrative Code - Local Hiring Policy - Jurisdictional Boundary for Mandatory Participation]

Sponsors: Avalos; Mar and Campos

Ordinance amending the Administrative Code, to provide that the residents of the Public Utilities Commission service area are considered "local" for purposes of mandatory participation for the City's Local Hiring Policy, on certain projects located within 70 miles of the jurisdictional boundary of the City and County of San Francisco.

Supervisor Campos requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

140091 [Administrative Code - Local Hiring Policy - Extending the Periodic Review and Mandatory Participation Level]

Sponsors: Avalos; Mar and Campos

Resolution amending the Administrative Code, to extend the periodic review of the City's Local Hiring Policy and to determine the mandatory participation level for the policy.

Supervisor Campos requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

131240 [Contract Agreement - Department of Public Health and Health Advocates, LLC - Not to Exceed $6,300,390]

Resolution retroactively approving a contract between the Department of Public Health and Health Advocates, LLC, to provide uncompensated care reimbursement recovery services for the period of January 1, 2014, through December 31, 2017, for an amount not to exceed $6,300,390. (Public Health Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

140067 [Accept and Expend Grant - Anti-Human Trafficking Task Force Program - $230,529]

Sponsor: Tang

Resolution retroactively authorizing the Police Department to accept and expend a grant augmentation in the amount of $230,529 from the Governor's Office of Emergency Services, for the Anti-Human Trafficking Task Force Program, for the period of October 1, 2013, through June 30, 2014.

ADOPTED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

140089 [Lease Agreement - Southwest Airlines, Co. - Airport Cargo Building 606 - $1,313,761]

Resolution approving and authorizing the execution of a Lease Agreement for Cargo Building 606, and Related Areas on Plot 9B, No. L13-0257, between Southwest Airlines, Co., and the City and County of San Francisco, acting by and through its Airport Commission, with a minimum rent amount of $1,313,761 for a term of five years, to commence upon Board approval. (Airport Commission)
(Fiscal Impact.)

ADOPTED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

Recommendation of the Government Audit and Oversight Committee

140012 [Reducing Pharmaceutical Prices]

Sponsors: Chiu; Wiener and Campos

Resolution supporting City, State, and Federal efforts to reduce pharmaceutical prices and increase transparency of the pharmaceutical rate-setting process.

ADOPTED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

Recommendation of the Land Use and Economic Development Committee

140065 **[Shaw Alley Public Improvements - Gift Acceptance and Permit for Maintenance]**

Sponsor: Kim

Ordinance accepting the Shaw Alley public improvements and maintenance of same as a gift to the City; approving a major street encroachment permit for the construction and maintenance of the public improvements; deferring a portion of the additional street space occupancy permit fees associated with the permit and adjacent development; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing official acts in furtherance of this Ordinance.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Avalos, seconded by Supervisor Campos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

Supervisor Avalos introduced, welcomed, and presented a Certificate of Honor to Joe Obegi of the Joe's Cable Car Restaurant in recognition of their accomplishments and continued community support upon their closure following 50 years of service.

Supervisor Avalos introduced, welcomed, and presented a Certificate of Honor to a group of volunteers in recognition of Saturday in McLaren Park, their accomplishments, and continued community support.

COMMITTEE REPORT

Recommendation of the Rules Committee

140119 **[Settlement of Lawsuit - BRE/GLEN Portfolio Mezz 4, LLC - $512,581.50]**

Ordinance authorizing settlement of the lawsuit filed by BRE/GLEN Portfolio Mezz 4, LLC, against the City and County of San Francisco for $512,581.50; the lawsuit was filed on March 26, 2013, in San Francisco Superior Court, Case No. CGC-13-530011; entitled BRE/GLEN Portfolio Mezz 4, LLC v. City and County of San Francisco. (City Attorney's Office)

PASSED, ON FIRST READING by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Supervisor Avalos was noted absent at 3:11 p.m., and noted present at 3:17 p.m.

PUBLIC COMMENT

Peter Warfield (Library User's Association); expressed concerns relating to illegalities of SF Public Library and acknowledgments by Sunshine Ordinance Task Force.
Espinola Jackson; expressed concerns relating to affordable housing and grant funding.
Francisco Da Costa, expressed concerns relating to speaker on podium and comedic shenanigans..
Male Speaker; expressed various religious concerns.
Walter Paulson; shared in song certain concerns with the Board including birthday wishes.
Male Speaker; expressed concerns relating to ride sharing programs.
Michael Petrelis; expressed concerns relating to photos taken inside restrooms at SF Public Library.
Douglas Yep; expressed various concerns relating to political corruption.
John DiDonna; shared in poem certain suggestions with the Board.
Christopher Dahl; expressed concerns relating to his biography, thinking, and observations
Mark Ruberg; expressed concerns relating to taxi cab industry and ride sharing programs.
Brian Basinger (AIDS Housing Alliance); expressed concerns relating to gender identity protections.
Male Speaker; expressed various concerns relating to elevators in the Tenderloin.
Otto Duffy (North Market Neighborhood Activist); spoke relating to 'nerd' phenomenon and affordable housing.
Larry Edmund; expressed various concerns.
Neil McNamera; expressed various concerns relating to renaming of the Bay Bridge and support for former Mayor Rolph.

Supervisor Farrell was noted absent at 3:44 p.m., and noted present at 3:52 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140195 [Arbor Week - March 7-14, 2014]

Sponsors: Breed; Campos

Resolution celebrating the countless benefits of the City's urban forest, declaring March 7-14, 2014, as Arbor Week 2014 in the City and County of San Francisco.

ADOPTED

140196 [Urging the State Legislature to Provide Drought Mitigation Funding for Critical Water Supply and Conservation Projects for San Francisco]

Sponsor: Breed

Resolution urging the State Legislature to provide drought mitigation funding for critical water supply and conservation projects for the San Francisco Bay Area.

ADOPTED

140197 [Supporting Passage of California Assembly Bill 1504 (Stone) - Single-use Filter Cigarettes]

Sponsor: Campos

Resolution supporting passage of California Assembly Bill 1504, authored by Assemblymember Stone, which helps prevent the environmental harm and cost to state and local governments caused by the improper disposal of cigarette butts by prohibiting single-use plastic 'filters' in cigarettes sold in California.

ADOPTED

140198 [Supporting Xiao Fei "Eddy" Zheng's Application to Remain Lawfully in the United States]

Sponsors: Chiu; Kim, Cohen, Yee, Avalos and Mar

Resolution urging The Honorable Jerry Brown, Governor of California, to grant Xiao Fei "Eddy" Zheng a full pardon, and allow him to remain in the United States, and continue to serve youth in the San Francisco Bay Area community.

Supervisor Mar requested to be added as a co-sponsor.

ADOPTED

140199 [Amending Resolution No. 36-14 - Electric Service Agreement - Transbay Joint Powers Authority - Term Beginning January 2014, and Continuing Indefinitely Unless Terminated]

Sponsor: Kim

Resolution amending Resolution No. 36-14, to authorize an Electric Service Agreement between the Public Utilities Commission and the Transbay Joint Powers Authority for the Public Utilities Commission to be the primary provider of electric service to the Transbay Project beginning January 2014, and continuing indefinitely unless terminated.

ADOPTED

140200 **[Approval of a 60-Day Extension for Planning Commission Review of an Ordinance (File No. 130788) Expanding Formula Retail Controls]**

Sponsor: Mar

Resolution extending by 60-days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 130788) amending the Planning Code to expand the definition of formula retail to include businesses that have eleven or more outlets worldwide and to include businesses 50% or more owned by formula retail businesses; to expand the applicability of formula retail controls to other types of retail uses; to expand the notification procedures for formula retail applications; to require an economic impact report as part of the formula retail conditional use application; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED

140186 **[Final Map 7300 - 230-234A Hermann Street]**

Motion approving Final Map 7300, a Five Residential Unit Condominium Project, located at 230-234 A Hermann Street, being a subdivision of Assessor's Block No. 0868, Lot Nos. 009 and 009A, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-030

APPROVED

140201 **[Concurring in the Continuation of the Revised Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]**

Motion concurring in the continuation of the "Rim Fire" Revised Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board)

Motion No. M14-031

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang
Excused: 2 - Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

140182 **[Settlement of Lawsuit - Michael Yaki - City to Receive $75,000]**

Ordinance authorizing settlement of the lawsuit filed by City Attorney Dennis J. Herrera against Michael Yaki for $75,000; the lawsuit was filed on December 4, 2013, in San Francisco Superior Court, Case No. CGC-13-535880; entitled Dennis J. Herrera in his official capacity as San Francisco City Attorney v. Michael Yaki; other material terms of the settlement are that Yaki will register as a lobbyist with the San Francisco Ethics Commission, file monthly lobbyist disclosures for the period of July 2012 through August 2013, and complete a lobbyist training. (City Attorney)

02/28/14; RECEIVED FROM DEPARTMENT.

03/11/14; RECEIVED AND ASSIGNED to Rules Committee.

140185 **[Settlement of Lawsuit - Syncora Guarantee, Inc., formerly XL Capital Assurance, Inc. - City to Receive $180,000]**

Ordinance authorizing a settlement of the lawsuit filed by the City and County of San Francisco against Syncora Guarantee, Inc. (formerly known as XL Capital Assurance, Inc.) for $180,000; the lawsuit was filed on October 8, 2008, in San Francisco Superior Court, Case No. CGC-08-480708; entitled City and County of San Francisco v. AMBAC Financial Group Inc., et al.; this partial settlement applies only to claims against Syncora Guarantee; other material terms of the settlement are that Syncora will waive its claim for attorneys fees and costs and cooperate in future discovery. (City Attorney's Office)

02/28/14; RECEIVED FROM DEPARTMENT.

03/11/14; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTION

140181 **[Street Encroachment - Ivy Street Fronting 401 Grove Street]**

Resolution granting revocable permission to Ivy Grove Partners, LLC, to occupy a portion of the public right-of-way to install and maintain planter bulb-outs and irrigation lines on Ivy Street fronting 401 Grove Street (Block No. 0808, Lot No. 036), conditioning the permit, affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

02/27/14; RECEIVED FROM DEPARTMENT.

03/11/14; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:05 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

GOVERNMENT
DOCUMENTS DEPT

MAR 21 2014

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, March 18, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:10 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of February 11, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Rules Committee

140114 [Settlement of Lawsuit - State Farm Insurance Company - $115,000]

Ordinance authorizing settlement of the lawsuit filed by State Farm Insurance Company against the City and County of San Francisco for $115,000; the lawsuit was filed on July 1, 2013, in Superior Court of California, County of San Francisco, Case No. CGC-13-532539; entitled State Farm General Insurance Company, v. City and County of San Francisco, et al. (City Attorney's Office)

PASSED, ON FIRST READING

140118 [Settlement of Lawsuit - Elevated Investors II, LLC - City to Receive $20,000]

Ordinance authorizing settlement of the writ action filed by the City and County of San Francisco against Assessment Appeals Board No. 1, and Elevated Investors II, LLC, as the real party in interest, in exchange for a payment of $20,000 from Elevated Investors II LLC; the lawsuit was filed on June 12, 2009, in San Francisco Superior Court, Case No. CPF-11-511651; entitled City and County of San Francisco, et al., v. Assessment Appeals Board No. 1, (Elevated Investors II, LLC). (City Attorney's Office)

PASSED, ON FIRST READING

140137 **[Settlement of Lawsuit - Gabe Terry - $125,000]**

Ordinance authorizing settlement of the lawsuit filed by Gabe Terry and Elena Wong Terry against the City and County of San Francisco for $125,000; the lawsuit was filed on July 6, 2012, in San Francisco Superior Court, Case No. CGC-12-522132; entitled Gabe Terry, et al. v. City and County of San Francisco, et al. (City Attorney's Office)

PASSED, ON FIRST READING

140115 **[Settlement of Claim - John C. Lyons - $125,000]**

Resolution approving the settlement of the unlitigated claim filed by John C. Lyons against the City and County of San Francisco for $125,000; claim was filed on February 5, 2013. (City Attorney's Office)

ADOPTED

140116 **[Settlement of Claim - California State Automobile Association Insurance Company - $56,330.42]**

Resolution approving the settlement of the unlitigated claim filed by California State Automobile Association Insurance Company against the City and County of San Francisco for $56,330.42; claim was filed on August 30, 2013. (City Attorney's Office)

ADOPTED

140119 **[Settlement of Lawsuit - BRE/GLEN Portfolio Mezz 4, LLC - $512,581.50]**

Ordinance authorizing settlement of the lawsuit filed by BRE/GLEN Portfolio Mezz 4, LLC, against the City and County of San Francisco for $512,581.50; the lawsuit was filed on March 26, 2013, in San Francisco Superior Court, Case No. CGC-13-530011; entitled BRE/GLEN Portfolio Mezz 4, LLC v. City and County of San Francisco. (City Attorney's Office)

FINALLY PASSED

140165 **[Appointments, SRO Task Force - Sam Patel and Pratibha Tekkey]**

Motion appointing Sam Patel and Pratibha Tekkey (residency requirement waived), terms ending December 31, 2015, to the SRO Task Force. (Rules Committee)

Motion No. M14-032

APPROVED

140178 **[Appointment, Commission on the Aging Advisory Council - Margie Ramirez]**

Motion appointing Margie Ramirez, term ending March 31, 2015, to the Commission on the Aging Advisory Council. (Rules Committee)

Motion No. M14-033

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

140090 [Administrative Code - Local Hiring Policy - Jurisdictional Boundary for Mandatory Participation]

Sponsors: Avalos; Mar and Campos

Ordinance amending the Administrative Code, to provide that the residents of the Public Utilities Commission service area are considered "local" for purposes of mandatory participation for the City's Local Hiring Policy, on certain projects located within 70 miles of the jurisdictional boundary of the City and County of San Francisco.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Economic Development Committee

140065 [Shaw Alley Public Improvements - Gift Acceptance and Permit for Maintenance]

Sponsor: Kim

Ordinance accepting the Shaw Alley public improvements and maintenance of same as a gift to the City; approving a major street encroachment permit for the construction and maintenance of the public improvements; deferring a portion of the additional street space occupancy permit fees associated with the permit and adjacent development; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing official acts in furtherance of this Ordinance.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

140008 [Appropriating 4,515,000 from the General Fund Reserve for Nonprofit Rent Stabilization Program - Mayor's Office of Housing and the Arts Commission - FY2013-2014]

Sponsors: Chiu; Kim, Avalos and Mar

Ordinance appropriating $4,515,000 from the general fund reserve to the Mayor's Office of Housing in the amount of $2,515,000 and to the Arts Commission in the amount of $2,000,000 for FY2013-2014, establishing the Nonprofit Rent Stabilization Program, and placing these funds on Budget and Finance Committee reserve pending a report from the Nonprofit Displacement Work Group to the Board of Supervisors.
(Fiscal Impact)

Privilege of the floor was granted to Tom DeCaigny (Arts Commission), Ben Rosenfield, Controller, and Brian Cheu, Director, Mayor's Office of Coummunity Development, who responded to questions raised throughout the discussion.

Supervisor Yee, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Ordinance appropriating $4,515,000 from the general fund reserve to the Mayor's Office of Housing in the amount of $2,515,000 and to the Arts Commission in the amount of $2,000,000 for FY2013-2014, establishing the Nonprofit Rent Stabilization Program, and placing these funds on Board of Supervisors reserve pending a report from the Nonprofit Displacement Work Group to the Board of Supervisors.

Supervisor Campos requested to be added as a co-sponsor.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140189 [Accept and Expend Grant - Rockefeller Foundation - Chief Resilience Officer - Amendment to the Annual Salary Ordinance - $440,000]

Sponsor: Mayor

Ordinance authorizing the Office of the City Administrator to accept and expend a grant in the amount of $440,000 from the Rockefeller Foundation to hire a Chief Resilience Officer for San Francisco, and amending Ordinance No. 160-13 (Annual Salary Ordinance, FYs 2013-2014 and 2014-2015) to reflect the addition of one grant-funded position (.25 FTE) in Class 0933, Manager V, at the Office of the City Administrator, for the period of April 1, 2014, through March 31, 2016.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131209 **[Accept Gift - Department of Technology - Wi-Fi Equipment - $701,894]**

Sponsors: Mayor; Chiu

Resolution retroactively authorizing the Department of Technology to accept a gift of equipment, software, and services from Ruckus Wireless, Inc., with a total value of $701,894 in order to provide free wireless access to the Internet along Market Street.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131216 **[Accept and Expend Gift - Park Wi-Fi Project - $608,000]**

Sponsor: Farrell

Resolution authorizing the Department of Technology to accept and expend a gift of $608,000 in cash from San Francisco Citizens Initiative for Technology and Innovation in order to provide free, wireless Internet access to the public in certain parks and recreational facilities in San Francisco; and making environmental findings.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131217 **[Accept Gift - Department of Technology - Wi-Fi Equipment - $270,000]**

Sponsor: Farrell

Resolution authorizing the Department of Technology to accept a gift of equipment, software, and services from Cisco, Inc., with a total value of $270,000 in order to provide free, wireless internet access at various locations in San Francisco.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140068 **[Accept and Expend Grant - HIV Transmission Cluster Analysis to Inform Prevention - $108,366]**

Sponsor: Wiener

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of $108,366 from The Regents of the University of California to participate in a program, entitled "HIV Transmission Cluster Analysis to Inform Prevention," for the period of July 1, 2013, through June 30, 2014.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140092 **[Agreement - Itron, Inc. - Meter Reading and Forecasting Software Maintenance - $171,000]**

Resolution authorizing the General Manager of the Public Utilities Commission to enter into an agreement with Itron, Inc., for meter reading and forecasting software maintenance, for a term of five and one-half years, from March 30, 2014, to September 30, 2019, in the amount of $171,000 pursuant to Charter, Section 9.118(b). (Public Utilities Commission)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140099 [Accept and Expend Grant - San Francisco Family Intervention, Reentry and Supportive Transitions Program - $749,967]

Sponsor: Breed

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of $749,967 from U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention, and Second Chance Act Juvenile Reentry Program, to participate in a program entitled, "San Francisco Family Intervention, Reentry, and Supportive Transitions Program," for the period of October 1, 2013, through September 30, 2014.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140124 [Authorizing Expenditures - South of Market Community Stabilization Fund - $105,000]

Sponsor: Kim

Resolution authorizing the Mayor's Office of Housing and Community Development to expend South of Market Community Stabilization Fund dollars in the amount of $105,000 for capacity building and tenant counseling services.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Neighborhood Services and Safety Committee

140039 [Pedestrian Safety Public Awareness Working Group]

Sponsors: Yee; Avalos, Kim and Campos

Resolution urging the Transportation Authority to convene and coordinate a Pedestrian Safety Public Awareness Working Group and to develop an action plan within 90 days of their first meeting.

Supervisor Campos requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140047 [Implement a VISION ZERO Three Point Plan: Engineering, Education and Enforcement]

Sponsors: Kim; Avalos, Yee, Chiu, Mar, Breed and Campos

Resolution urging the Mayor, the Chief of Police, and Director of the Municipal Transportation Agency to adopt a VISION ZERO Three Point Plan to expedite the goals of San Francisco's Pedestrian and Bicycle Strategies and implement an action plan to reduce traffic fatalities to zero in the next ten years through better engineering, education, and enforcement.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

131208 [Health Code - Restrictions on Sale and Use of Electronic Cigarettes]

Sponsors: Mar; Avalos, Chiu, Yee and Cohen

Ordinance amending the Health Code to prohibit the use of electronic cigarettes where smoking is otherwise prohibited; require a tobacco permit for the sale of electronic cigarettes; prohibit the sale of electronic cigarettes where the sale of tobacco products is otherwise prohibited; and making environmental findings.

Supervisor Cohen requested to be added as a co-sponsor.

Privilege of the floor was granted to Tomas Aragon (Department of Public Health) who responded to questions raised throughout the discussion.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140081 [Administrative Code - Dissolving the Community Oversight Committee Regarding Enforcement of Marijuana Offenses]

Ordinance amending the Administrative Code, by deleting Section 12X.6, to dissolve the Community Oversight Committee Regarding Enforcement of Marijuana Offenses. (Clerk of the Board)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

There were none.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140030 **[Hearing - Street Vacation Order - Hunters View Phase 2 - West Point Road]**

Hearing of persons interested in or objecting to the proposed Ordinance ordering the vacation of a portion of West Point Road and various public service easements for the Hunters View Phase 2 development; quitclaiming the City's interest in the vacation areas to the San Francisco Housing Authority; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; authorizing official acts in connection with this Ordinance; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 140031. Supervisor Cohen provided some opening remarks. Barbara Moy (Department of Public Works) provided an overview of the vacation and responded to questions raised throughout the discussion. Espinola Jackson; Larry Edmund; Michael Petrelis; Male Speaker; spoke in support of the vacation. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

140031 **[Street Vacation Order - Hunters View Phase 2 - West Point Road]**

Ordinance ordering the vacation of a portion of West Point Road and various public service easements for the Hunters View Phase 2 development; quitclaiming the City's interest in the vacation areas to the San Francisco Housing Authority; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; authorizing official acts in connection with this Ordinance; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Avalos

Supervisor Campos, seconded by Supervisor Breed, moved to rescind the previous vote. The motion passed by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Breed, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 2 - Avalos, Campos

COMMITTEE REPORTS

Recommendations of the Land Use and Economic Development Committee

131121 [Planning Code - Amending the Third Street Alcohol Restricted Use District]

Sponsor: Cohen

Ordinance amending the Planning Code, to amend the Third Street Alcohol Restricted Use District, to allow Alcoholic Beverage Control (ABC) Type 2, "Winegrower" licenses; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140171 [Resolution of Intent - Street Vacation - Hunters Point Shipyard Phase II Redevelopment Plans - Candlestick Point]

Sponsor: Cohen

Resolution declaring the intent of the Board to order the vacation of portions of streets along with public service easements that may exist within the Hunters Point Shipyard Phase II Redevelopment Plan area, generally bounded the 1948 Bulkhead Line to the north, the 1941 Bulkhead Line to the east, Bancroft Avenue to the south, and Griffith Street to the west, including submerged areas; order the vacation of portions of streets along with public service easements that may exist within the Candlestick Point Redevelopment Plan area, generally bounded by Underwood Avenue, Arelious Walker Drive, Gilman Avenue, Donahue Street, Carroll Avenue, Alvord Street, Fitzgerald Avenue, the City and County of San Francisco County Line, Harney Way, Ingerson Avenue, and Hawes Street, including submerged areas; order the conditional vacation of portions of Griffith Street, Nichols Way, Cameron Way, Doublerock Street, Giants Drive, Hunters Point Expressway, Jamestown Avenue, Gilman Avenue, and Crisp Road for various purposes; reserve various easement rights in favor of the City and third party utilities, subject to conditions specified in this Ordinance; and setting a hearing date of April 8, 2014, for all persons interested in the proposed vacation of said street areas and public service easements.

ADOPTED by the following vote:
Ayes: 11 - Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Farrell, seconded by Supervisor Avalos, moved to rescind the previous vote. The motion passed by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 9 - Breed, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 2 - Avalos, Campos

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Peter Warfield (Library User's Association); spoke in opposition to proposed SF Public Library funding request for Teen Center and illiteracy learning center.
Lois Roberts; spoke in support for transparency and public accountability back to City College of San Francisco.
Keith Dennis; expressed concerns relating to assisted living.
Madeleine Savit; expressed concerns relating to public safety, zero tolerance, and additional public funding needed.
Espinola Jackson; expressed concerns relating to housing, homelessness, and need for an audit of public funds.
Leslie de Taillandier; read a letter relating to neuro-development disorders relating to wifi.
Mark Trouter; expressed various religious concerns.
Dale Seymour; expressed concerns relating to technology and associated displacement.
Male Speaker; expressed concerns relating to ride sharing programs and associated safety concerns.
John; expressed various concerns relating to wood.
Michael Petrelis; expressed concerns relating to San Francisco Chronicle photos and associated violations.
Christopher Dahl; expressed various concerns relating to Vietnam.
James Goode; expressed concerns relating to hiring policies and legislative interference.
Charles Grisham; expressed concerns relating to quality of life in San Francisco and recent construction.
Larry Edmund; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140243 [Supporting Senate Bill 1005 (Lara) - Expanding Access to Health Care Coverage for All Californians Regardless of Immigration Status]

Sponsors: Campos; Mar

Resolution supporting California Senate Bill 1005, introduced by Senator Ricardo Lara, which authorizes enrollment in the Medi-Cal program or in insurance offered through a health benefit exchange to individuals who would otherwise qualify for enrollment in those programs but are denied access based on their immigration status.

Supervisor Mar requested to be added as a co-sponsor.

ADOPTED

140192 [Committee of the Whole - Fifth Amendment to Mission Bay North Owner Participation Agreement - April 8, 2014]

Sponsor: Kim

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole acting in its capacity as the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco on April 8, 2014, at 3:00 p.m., to hold a public hearing to conditionally approve a Fifth Amendment to the Mission Bay North Owner Participation Agreement and to permit a feasible rental project with market rate and affordable moderate-income units available to households earning no more than 90% of the area median income on Block No. N4P3, bound by Berry Street to the south and the I-280 off-ramp to the north, in the Mission Bay North Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

Motion No. M14-034

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE

140226 [Various Codes - Nonsubstantive Clean-Up Ordinance]

Ordinance amending the Administrative, Business and Tax Regulations, Campaign and Governmental Conduct, Environment, Health, Municipal Elections, Park, Police, and Subdivision Codes, to make nonsubstantive changes. (City Attorney's Office)

03/10/14; RECEIVED FROM DEPARTMENT.

03/18/14; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 4/17/2014.

PROPOSED RESOLUTIONS

140222 [Finding of Fiscal Feasibility - Plot 700 Development Project - San Francisco International Airport]

Resolution finding the proposed Plot 700 development project at San Francisco International Airport fiscally feasible pursuant to Administrative Code, Chapter 29. (Airport Commission)

03/05/14; RECEIVED FROM DEPARTMENT.

03/18/14, RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140224 [Designation - Treasure Island Mobility Management Agency]

Resolution designating the San Francisco County Transportation Authority as the Treasure Island Mobility Management Agency for certain purposes pursuant to the Treasure Island Transportation Management Act. (Treasure Island Development Authority)

03/07/14, RECEIVED FROM DEPARTMENT.

03/18/14; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

140225 [Contract - Titan Outdoor, LLC - Advertising - $28,500,000]

Resolution authorizing the San Francisco Municipal Transportation Agency (SFMTA) to execute a transit advertising contract with Titan Outdoor LLC, for a term commencing July 1, 2014 and ending June 30, 2019, which offers a minimum guarantee to the SFMTA of $28,500,000 over the term of the contract. (Municipal Transportation Agency)

03/10/14, RECEIVED FROM DEPARTMENT.

03/18/14, RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:34 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, March 25, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

MAR 28 2014

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25/14

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll, Supervisors Kim and Mar were not present. There was a quorum.

AGENDA CHANGES

There were none.

COMMUNICATIONS

There were none.

CONSENT AGENDA

Supervisor Kim was noted present at 2:09 p.m.

Recommendation of the Budget and Finance Sub-Committee

140189 [Accept and Expend Grant - Rockefeller Foundation - Chief Resilience Officer - Amendment to the Annual Salary Ordinance - $440,000]

Sponsor: Mayor

Ordinance authorizing the Office of the City Administrator to accept and expend a grant in the amount of $440,000 from the Rockefeller Foundation to hire a Chief Resilience Officer for San Francisco, and amending Ordinance No. 160-13 (Annual Salary Ordinance, FYs 2013-2014 and 2014-2015) to reflect the addition of one grant-funded position (.25 FTE) in Class 0933, Manager V, at the Office of the City Administrator, for the period of April 1, 2014, through March 31, 2016.

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

131121 [Planning Code - Amending the Third Street Alcohol Restricted Use District]

Sponsor: Cohen

Ordinance amending the Planning Code, to amend the Third Street Alcohol Restricted Use District, to allow Alcoholic Beverage Control (ABC) Type 2, "Winegrower" licenses; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

140242 [Temporary License Agreement - San Francisco General Hospital - Safety Improvements]

Sponsor: Wiener

Resolution approving and authorizing a temporary, non-exclusive, non-possessory License Agreement for certain safety enhancement improvements over portions of San Francisco General Hospital Campus for a term of up to 10 years, to commence upon Board approval.

ADOPTED

Recommendations of the Rules Committee

131208 [Health Code - Restrictions on Sale and Use of Electronic Cigarettes]

Sponsors: Mar; Avalos, Chiu, Yee and Cohen

Ordinance amending the Health Code to prohibit the use of electronic cigarettes where smoking is otherwise prohibited; require a tobacco permit for the sale of electronic cigarettes; prohibit the sale of electronic cigarettes where the sale of tobacco products is otherwise prohibited; and making environmental findings.

FINALLY PASSED

140081 [Administrative Code - Dissolving the Community Oversight Committee Regarding Enforcement of Marijuana Offenses]

Ordinance amending the Administrative Code, by deleting Section 12X.6, to dissolve the Community Oversight Committee Regarding Enforcement of Marijuana Offenses. (Clerk of the Board)

FINALLY PASSED

140114 [Settlement of Lawsuit - State Farm Insurance Company - $115,000]

Ordinance authorizing settlement of the lawsuit filed by State Farm Insurance Company against the City and County of San Francisco for $115,000; the lawsuit was filed on July 1, 2013, in Superior Court of California, County of San Francisco, Case No. CGC-13-532539; entitled State Farm General Insurance Company, v. City and County of San Francisco, et al. (City Attorney's Office)

FINALLY PASSED

140118 [Settlement of Lawsuit - Elevated Investors II, LLC - City to Receive $20,000]

Ordinance authorizing settlement of the writ action filed by the City and County of San Francisco against Assessment Appeals Board No. 1, and Elevated Investors II, LLC, as the real party in interest, in exchange for a payment of $20,000 from Elevated Investors II LLC; the lawsuit was filed on June 12, 2009, in San Francisco Superior Court, Case No. CPF-11-511651; entitled City and County of San Francisco, et al., v. Assessment Appeals Board No. 1, (Elevated Investors II, LLC). (City Attorney's Office)

FINALLY PASSED

140137 [Settlement of Lawsuit - Gabe Terry - $125,000]

Ordinance authorizing settlement of the lawsuit filed by Gabe Terry and Elena Wong Terry against the City and County of San Francisco for $125,000; the lawsuit was filed on July 6, 2012, in San Francisco Superior Court, Case No. CGC-12-522132; entitled Gabe Terry, et al. v. City and County of San Francisco, et al. (City Attorney's Office)

FINALLY PASSED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Absent: 1 - Mar

Supervisor Mar, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

140008 [Appropriating 4,515,000 from the General Fund Reserve for Nonprofit Rent Stabilization Program - Mayor's Office of Housing and the Arts Commission - FY2013-2014]

Sponsors: Chiu; Kim, Avalos, Mar and Campos

Ordinance appropriating $4,515,000 from the general fund reserve to the Mayor's Office of Housing in the amount of $2,515,000 and to the Arts Commission in the amount of $2,000,000 for FY2013-2014, establishing the Nonprofit Rent Stabilization Program, and placing these funds on Board of Supervisors reserve pending a report from the Nonprofit Displacement Work Group to the Board of Supervisors.
(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Absent: 1 - Mar

Recommendation of the Land Use and Economic Development Committee

140031 [Street Vacation Order - Hunters View Phase 2 - West Point Road]

Ordinance ordering the vacation of a portion of West Point Road and various public service easements for the Hunters View Phase 2 development; quitclaiming the City's interest in the vacation areas to the San Francisco Housing Authority; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; authorizing official acts in connection with this Ordinance; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Absent: 1 - Mar

NEW BUSINESS

Supervisor Mar was noted present at 2:19 p.m.

Recommendations of the Budget and Finance Committee

140121 [Appropriation - General Fund Reserve - Homeless Outreach Services - $1,387,500 - FY2013-2014]

Sponsors: Farrell; Breed and Campos

Ordinance appropriating $1,387,500 of General Fund Reserves to the Department of Public Health to provide homeless outreach services in FY2013-2014 and placing the $1,387,500 of General Fund monies on Budget and Finance Committee Reserve.
(Fiscal Impact)
(Supervisor Avalos dissented in Committee.)

Supervisor Cohen, seconded by Supervisor Farrell, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Ordinance appropriating $1,387,500 of General Fund Reserves to the Department of Public Health to provide homeless outreach services in FY2013-2014 and placing the $1,387,500 of General Fund monies on Board of Supervisors Reserve.

Supervisor Chiu requested to be added as a co-sponsor.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Wiener, Yee
Noes: 1 - Tang

140190 [Appropriation - Library Preservation Fund - Public Library Teen Center Project - $3,243,752 - FY2013-2014]

Sponsors: Chiu; Kim and Mar

Ordinance appropriating $3,243,752 of Library Preservation Fund balance to the Public Library for the Teen Center Project in FY2013-2014.
(Fiscal Impact)

Supervisor Mar requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Budget and Finance Sub-Committee

140140 [Emergency Contract - San Francisco General Hospital Building 80/90 Elevator Modernization - Not to Exceed $2,500,000]

Resolution approving an emergency public work contract under Administrative Code , Section 6.60, to replace Elevator 27 and modernize and repair Elevators 26 and 28 in San Francisco General Hospital Buildings 80 and 90 with a contract amount not to exceed $2,500,000. (Public Works Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Government Audit and Oversight Committee

130601 [Follow-Up Board Response - Civil Grand Jury Report - Are the Wheels Moving Forward? A Follow-Up to the 2009-2010 Civil Grand Jury Report Sharing the Roadway: From Confrontation to Conversation]

Motion responding to the 2012-2013 Civil Grand Jury on the status of the Board of Supervisors' responses to Recommendation Nos. 4.1 and 4.2 contained in the 2012-2013 Civil Grand Jury Report, entitled "Are the Wheels Moving Forward? A Follow-Up to the 2009-2010 Civil Grand Jury Report Sharing the Roadway: From Confrontation to Conversation." (Government Audit and Oversight Committee)

Motion No. M14-035

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

130603 [Follow-Up Board Response - Civil Grand Jury Report - Optimizing the Use of Publicly-Owned Real Estate: Achieving Transparency, Momentum and Accountability]

Motion responding to the 2012-2013 Civil Grand Jury on the status of the Board of Supervisors' responses to Recommendation Nos. 3 and 4 contained in the 2012-2013 Civil Grand Jury Report, entitled "Optimizing the Use of Publicly-Owned Real Estate: Achieving Transparency, Momentum and Accountability." (Government Audit and Oversight Committee)

Motion No. M14-036

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

130606 [Follow-Up Board Response - Civil Grand Jury Report - Building a Better Future at the Department of Building Inspection]

Motion responding to the 2012-2013 Civil Grand Jury on the status of the Board of Supervisors' responses to Recommendation Nos. 1.1, 1.2, and 5.1 contained in the 2012-2013 Civil Grand Jury Report, entitled "Building a Better Future at the Department of Building Inspection." (Government Audit and Oversight Committee)

Motion No. M14-037

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

130607 [Follow-Up Board Response - Civil Grand Jury Report - Log Cabin Ranch: Planning for The Future, A Continuity Report]

Motion responding to the 2012-2013 Civil Grand Jury on the status of the Board of Supervisors' responses to Recommendation Nos. 3 and 4.2 contained in the 2012-2013 Civil Grand Jury Report, entitled "Log Cabin Ranch: Planning for The Future, A Continuity Report." (Government Audit and Oversight Committee)

Motion No. M14-038

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Neighborhood Services and Safety Committee

140123 [Urging State Community College Chancellor Brice Harris to Restore City College of San Francisco's Duly Elected Board of Trustees]

Sponsors: Campos; Mar, Avalos, Wiener, Yee, Kim, Chiu and Cohen

Resolution urging State Community College Chancellor Brice Harris to restore the voice of San Francisco voters and bring democratic decision-making, transparency, and public accountability back to City College of San Francisco by restoring the duly elected Board of Trustees .

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Campos, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Campos, seconded by Supervisor Avalos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Campos introduced, welcomed, and presented a Certificate of Honor to Norman Saucedo in recognition of his accomplishments and continued community support.

Supervisor Farrell was noted absent at 4:09 p.m., and noted present at 5:41 p.m.

SPECIAL ORDER 3:00 P.M.

140174 [Public Hearing - Appeal of Negative Declaration - Sharp Park Pumphouse Safety and Infrastructure Improvement Project]

Hearing of persons interested in or objecting to the Negative Declaration and Project Approval of January 23, 2014, for the Recreation and Park Department's Proposed Sharp Park Pumphouse Safety and Infrastructure Improvement Project (Appellant: Wild Equity Institute) (Filed February 21, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Brent Plater (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. W. Leo Leon; Stan Zeavin; Edwin; Mary Keitelman; Margaret Goodale; Noel Blincoe; Kerry Kriger (Save the Frogs); Leah Stein; Frances Ackerman; Michael Starkey; Emily Moskal; Anthony Serna; Rose Braz; Kassie Siegel; Male Speaker; Female Speaker; Male Speaker; Leah Thompson; Ron Sundergill; Kari Kiser; Barry Hermanson; Michael Katz; Jenny Osgood; Larry Pettit; lyn Stein; Noreen Weeden; Laura Horton; Male Speaker; Tom Bennett; Barry Bryan; Toni Mendocino; Dyer Crouch; Anna Sylvester; Female Speaker; Walter Paulson; Larry Edmund; Douglas Yep; spoke in support of the appeal. Rick Cooper and Kei Zushi (Planning Department), Sarah Jones, Environmental Review Officer, Planning Department, Lisa Wayne (Recreation and Park Department), and Marlena Byrne, Deputy City Attorney, provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Lisa Wayne (Recreation and Park Department), speaking as the Project Sponsor, Kei Zushi (Planning Department), Sarah Jones, Environmental Review Officer, Planning Department, Dawn Kamalanathan, Open Space Director, Recreation and Park Department, and Marlena Byrne, Deputy City Attomey, provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Commission. Jack Scott; Male Speaker; Amirah Tullis; Queen Tulloch; Tom Weatherd; Bo Links; Richard Lim; Dan De Vries; Len Stone; Tony Willig; Douglas Morgan; Jay Blasi; Teddy Collins; Will Lee; Lisa Villasenor; Sally Stephens; Clarence Bryant; Sherri Lewis Wood; Robert Fontes; Richard Harris; Chris Cobner; spoke in support of the project and in opposition to the appeal. Brent Plater (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

140175 [Affirming the Approval of a Final Mitigated Negative Declaration For the Sharp Park Safety, Infrastructure Improvement, and Habitat Enhancement Project]

Motion affirming the approval of a final mitigated negative declaration under the California Environmental Quality Act by the Planning Commission for the Sharp Park Safety, Infrastructure Improvement, and Habitat Enhancement Project. (Clerk of the Board)

Motion No. M14-039

Supervisor Wiener, seconded by Supervisor Chiu, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 7 - Breed, Chiu, Cohen, Farrell, Tang, Wiener, Yee
Noes: 4 - Avalos, Campos, Kim, Mar

140176 [Reversing the Approval of a Final Mitigated Negative Declaration For the Sharp Park Safety, Infrastructure Improvement, and Habitat Enhancement Project]

Motion reversing the approval of a final mitigated negative declaration under the California Environmental Quality Act by the Planning Commission for the Sharp Park Safety, Infrastructure Improvement, and Habitat Enhancement Project. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Chiu, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 7 - Breed, Chiu, Cohen, Farrell, Tang, Wiener, Yee
Noes: 4 - Avalos, Campos, Kim, Mar

140177 [Preparation of Findings to Reverse the Approval of a Final Mitigated Negative Declaration For the Sharp Park Safety, Infrastructure Improvement, and Habitat Enhancement Project]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission's approval of a final mitigated negative declaration under the California Environmental Quality Act for the Sharp Park Safety, Infrastructure Improvement, and Habitat Enhancement Project. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Chiu, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 7 - Breed, Chiu, Cohen, Farrell, Tang, Wiener, Yee
Noes: 4 - Avalos, Campos, Kim, Mar

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Supervisors Campos and Wiener were noted absent at 7:01 p.m. for the remainder of the meeting.
Supervisor Kim was noted absent at 7:08 p.m. for the remainder of the meeting.

PUBLIC COMMENT

Peter Warfield (Library User's Group); expressed concerns relating to the SF Public Library and librarian's secrecy and ongoing bad affects.
Mike Trout; expressed various religous concerns.
Male Speaker; expressed various concerns relating to housing.
Douglas Yep; expressed concerns relating to the alleged radiation at Treasure Island.
Larry Edmund; expressed various concerns.
Tessie Ester; expressed concerns relating to youth and housing in Hunterview.
Edmund James Brown; expressed concerns relating to single room occupancies.
Larry Edmund; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140263 [Urging Congress to Pass the California Emergency Drought Relief Act]

Sponsors: Breed; Chiu

Resolution urging the United States Congress to pass the California Emergency Drought Relief Act of 2014 in order to support critical water supply and conservation projects for the San Francisco Bay Area.

Supervisor Chiu requested to be added as a co-sponsor.

ADOPTED

140264 [Supporting Assembly Bill 1553 (Yamada) - Prohibit Long-Term Care Insurance Providers from Charging Higher Premium Rates Based on Gender]

Sponsors: Chiu; Kim, Cohen and Mar

Resolution supporting Assembly Bill 1553, authored by Assemblymember Mariko Yamada, to prohibit long-term care insurance providers from charging higher premium rates based on gender.

Supervisor Mar requested to be added as a co-sponsor.

ADOPTED

140265 [Resolution of Intent - Multifamily Housing Revenue Bonds - 200-6th Street]

Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds for 200-6th Street, (Assessor's Parcel No. 3731, Lot No. 1); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

ADOPTED

140266 [Supporting Assembly Bill 1743 (Ting) - Removing the Number of Syringes a Pharmacist Can Sell to an Adult Without a Prescription]

Sponsor: Mar

Resolution urging the California State Legislature to pass Assembly Bill 1743, authored by Assemblymember Phil Ting, to remove the number of syringes a pharmacist can sell to an adult without a prescription and remove the sunset date in current law.

ADOPTED

140267 [Approval of a 90-Day Extension for Planning Commission Review of an Ordinance (File No. 131064) That Would Modify the Definition of a "Bona Fide Eating Place"]

Sponsor: Wiener

Resolution extending by 90-days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 131064) amending the Planning Code, to expand the definition of "bona fide eating place" to include a definition based on food sales per occupant; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED

140253 [Final Map 7783 - 2121-3rd Street]

Motion approving Final Map 7783, a 105 residential unit Condominium Project, located at 2121-3rd Street, being a subdivision of Assessor's Block No. 4045, Lot No. 041, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-040

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 8 - Avalos, Breed, Chiu, Cohen, Farrell, Mar, Tang, Yee
Absent: 3 - Campos, Kim, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTION

140249 [Real Property Lease Renewal - Ruth Mellinger - 70 Oak Grove Street - $37,208.33 Monthly]

Resolution authorizing the exercise of an option to extend the lease of 10,000 sq. ft. at 70 Oak Grove Street with Ruth Mellinger, an unmarried woman, for five years for use by the Sheriff's Department at $37,208.33 monthly, for the period of May 31, 2014, through May 30, 2019. (Real Estate Department)

03/17/14; RECEIVED FROM DEPARTMENT.

03/25/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 7:17 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

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Tuesday, April 1, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:13 p.m. On the call of the roll, Supervisor Mar was not present. There was a quorum.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Breed, moved to approve the Board Meeting Minutes of February 25, 2014. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Absent: 1 - Mar

Supervisor Mar Excused from Voting

Supervisor Breed, seconded by Supervisor Farrell, moved that Supervisor Mar be excused from voting. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

140190 [Appropriation - Library Preservation Fund - Public Library Teen Center Project - $3,243,752 - FY2013-2014]

Sponsors: Chiu; Kim and Mar

Ordinance appropriating $3,243,752 of Library Preservation Fund balance to the Public Library for the Teen Center Project in FY2013-2014.
(Fiscal Impact)

FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

140127 [Landmark Designation Nomination - Tree Located at 3066 Market Street]

Sponsor: Wiener

Resolution of intent initiating the nomination of the Sequoiadendron giganteum tree at 3066 Market Street for landmark tree status pursuant to Public Works Code, Section 810(b); acknowledging the temporary designation of such tree pursuant to Public Works Code, Section 810(d); and authorizing other official acts in furtherance of this Resolution.

ADOPTED

Recommendations of the Rules Committee

140228 [Appointments, Park, Recreation and Open Space Advisory Committee - Denis Mosgofian, Linda D'Avirro, and Winnie Chu]

Motion appointing Denis Mosgofian and Linda D'Avirro, terms ending February 1, 2015, and Winnie Chu, term ending February 1, 2016, to the Park, Recreation and Open Space Advisory Committee.
(Rules Committee)

Motion No. M14-041

APPROVED

140229 [Appointments, Pedestrian Safety Advisory Committee - Howard Bloomberg, John Alexander Lowell, and Howard Strassner]

Motion appointing Howard Bloomberg, John Alexander Lowell, and Howard Strassner, terms ending March 28, 2016, to the Pedestrian Safety Advisory Committee. (Rules Committee)

Motion No. M14-042

APPROVED

140230 [Appointment, Elections Commission - Christopher Jerdonek]

Motion appointing Christopher Jerdonek, term ending January 1, 2019, to the Elections Commission. (Rules Committee)

Motion No. M14-043

APPROVED

140231 [Appointments, Veterans Affairs Commission - Dwane Kennedy, Deborah Dacumos, and Angela Jenkins]

Motion appointing Dwane Kennedy, term ending January 31, 2017, and Deborah Dacumos and Angela Jenkins, terms ending January 31, 2018, to the Veterans Affairs Commission. (Rules Committee)

Motion No. M14-044

APPROVED

140248 [Appointment, Mental Health Board - Idell Wilson]

Motion appointing Idell Wilson, term ending January 31, 2016, to the Mental Health Board. (Rules Committee)

Motion No. M14-045

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

140121 [Appropriation - General Fund Reserve - Homeless Outreach Services - $1,387,500 - FY2013-2014]

Sponsors: Farrell; Breed, Campos and Chiu

Ordinance appropriating $1,387,500 of General Fund Reserves to the Department of Public Health to provide homeless outreach services in FY2013-2014 and placing the $1,387,500 of General Fund monies on Board of Supervisors Reserve.
(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Wiener, Yee
Noes: 1 - Tang
Excused: 1 - Mar

NEW BUSINESS

Recommendation of the Budget and Finance Committee

140238 [Adopting a Fixed Two-Year Budget - Airport, Port, Public Utilities Commission, Library, Child Support Services, and Employees' Retirement System]

Sponsors: Mayor; Farrell

Resolution adopting a fixed two-year budgetary cycle for the Airport, the Port, the Public Utilities Commission, the Library Department, the Department of Child Support Services, and the Employees' Retirement System, defining terms, and setting deadlines.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Recommendations of the Budget and Finance Sub-Committee

140150 [Administrative Code - Expansion of First Source Hiring Program]

Sponsors: Avalos; Breed, Campos, Chiu, Kim, Mar, Wiener, Yee and Cohen

Ordinance amending the Administrative Code to add First Source Hiring requirements for developers applying for permits for commercial or residential projects to disclose to the City anticipated entry and apprentice level positions for development projects, anticipated local hires, and anticipated wages; and agree to hiring and retention goals for apprentice level positions.

Supervisor Cohen requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

140188 [Appropriation - 2008 Clean and Safe Neighborhood Park Projects - $1,089,249.67 - FY2013-2014]

Sponsor: Mayor

Ordinance appropriating $1,089,249.67 of surplus proceeds from the sale of General Obligation Bonds for completion of capital improvement projects included in the 2008 Clean and Safe Neighborhood Park Projects to the Port Commission for FY2013-2014.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

140191 [Accept and Expend Grant - Electric Vehicle Fleet Demonstration Project - $384,000]

Sponsor: Mayor

Resolution retroactively authorizing the Fleet Management Division of the General Services Agency to accept and expend a grant in the amount of $384,000 from Alameda County for Electric Vehicles and Chargers, for the period of July 30, 2013, through December 31, 2015.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

140224 [Designation - Treasure Island Mobility Management Agency]

Resolution designating the San Francisco County Transportation Authority as the Treasure Island Mobility Management Agency for certain purposes pursuant to the Treasure Island Transportation Management Act. (Treasure Island Development Authority)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Recommendations of the Land Use and Economic Development Committee

140035 [Administrative Code - Consumer Price Index Increase - Temporary Tenant Household Dislocation Compensation]

Sponsor: Chiu

Ordinance amending Administrative Code, Chapter 37, "Residential Rent Stabilization and Arbitration Ordinance," to implement California Civil Code, Section 1947.9(a)(1)(A), by requiring the Rent Board to annually adjust the daily compensation rate for tenant household temporary dislocation of less than 20 days, according to the Consumer Price Index (CPI).

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

140096 [Administrative Code - Tenant Relocation Assistance Payment]

Sponsors: Campos; Kim, Avalos and Mar

Ordinance amending the Administrative Code to mitigate adverse impacts of tenant evictions to provide that when residential units are withdrawn from the rental market under the Ellis Act, each relocated tenant is entitled to the greater of the existing rent relocation payment, or the difference between the tenant's current rent and the prevailing rent for a comparable apartment in San Francisco over a two year period; and allowing a landlord, through a hearing process, to obtain a revised relocation payment obligation based on an undue financial hardship adjustment or recalculated rent differential amount.

Privilege of the floor was granted to Delene Wolf, Executive Director of the Rent Board, and Jon Givner, Deputy City Attorney, who responded to questions raised throughout the discussion.

Supervisor Breed, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Supervisor Yee, seconded by Supervisor Campos, moved to AMEND on Page 4, Lines 14 through 18, as articulated in Supervisor Breed's amendment, relating to hardship adjustment hearings.

Supervisor Wiener, seconded by Supervisor Breed, moved to AMEND on Page 4, starting on Line 1, relating to Landlord hardship provisions.

Supervisor Breed, seconded by Supervisor Cohen, moved to continue this matter until later in the meeting. The motion carried without objection.

Supervisor Avalos, seconded by Supervisor Breed, moved that this Ordinance be CONTINUED ON FIRST READING to April 8, 2014. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Referred Without Recommendation from the Land Use and Economic Development Committee

131148 [Planning, Building, Administrative, and Subdivision Codes - Legalization of Dwelling Units Installed Without a Permit]

Sponsors: Chiu; Wiener, Avalos, Mar, Breed and Cohen

Ordinance amending the Planning and Building Codes to provide a process for granting legal status to existing dwelling units constructed without the required permits, temporarily suspending the code enforcement process for units in the process of receiving legal status, and prohibiting units from being legalized under the provisions of this Ordinance if there have been no-fault evictions; amending the Administrative Code to prohibit the costs of legalization from being passed through to the tenant; amending the Subdivision Code to prohibit legalized units from being subdivided and separately sold; affirming the Planning Department's California Environmental Quality Act determination; making findings of consistency with the General Plan, and the priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to submit this Ordinance to the California Department of Housing and Community Development in accordance with California Government Code, Section 65852.2(h).

Privilege of the floor was granted to Bill Strawn (Department of Building Inspection) who responded to questions raised throughout the discussion.

Supervisor Wiener, seconded by Supervisor Yee, moved that this Ordinance be AMENDED to strike the findings listed in the proposed amendment by Supervisor Yee beginning on Page 3, Line 23, through Page 6, Line 3. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Supervisor Yee, seconded by Supervisor Tang, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, AS AMENDED. The motion FAILED by the following vote:

Ayes: 5 - Breed, Farrell, Tang, Wiener, Yee
Noes: 5 - Avalos, Campos, Chiu, Cohen, Kim
Excused: 1 - Mar

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED to strike the findings listed in the proposed amendment by Supervisor Yee beginning on Page 4, Line 1, through Page 6, Line 9; and on Page 6, Line 18, to change 'RH-2' to 'RH-1(D)'. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Supervisor Yee withdrew his previous motion without opposition.

Supervisor Chiu, seconded by Supervisor Wiener, moved that this Ordinance be AMENDED on Page 7, beginning on Line 17, by adding 'Upon receiving the reports one year and two years after the effective date, the Clerk of the Board of Supervisors shall schedule a public hearing for each report on the agenda of the appropriate Board of Supervisors committee to consider the effectiveness of the program.' The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Supervisor Cohen requested to be added as a co-sponsor.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Wiener
Noes: 2 - Tang, Yee
Excused: 1 - Mar

Recommendation of the Neighborhood Services and Safety Committee

140084 [Administrative Code - Jail Inmate Health Insurance Enrollment]

Ordinance amending the Administrative Code, to designate the Sheriff as the entity to assist county jail inmates with submitting an application for a health insurance affordability program consistent with federal requirements. (Sheriff)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Recommendation of the Rules Committee

140227 [Appointment, Treasury Oversight Committee - Ronald Gerhard]

Motion appointing Ronald Gerhard (residency requirement waived), term ending June 5, 2017, to the Treasury Oversight Committee. (Rules Committee)
(Supervisor Campos dissented in Committee.)

APPROVED by the following vote:
Ayes: 9 - Avalos, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 1 - Breed
Excused: 1 - Mar

Supervisor Campos, seconded by Supervisor Breed, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Motion No. M14-047

APPROVED by the following vote:

Ayes: 8 - Avalos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Breed, Campos
Excused: 1 - Mar

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

There were none.

SPECIAL ORDER 3:00 P.M.

Supervisor Campos was noted absent at 5:02 p.m. and noted present at 5:13 p.m.
Supervisor Farrell was noted absent at 5:30 p.m. and noted present at 5:49 p.m.
Supervisor Chiu was noted absent at 5:42 p.m. and noted present at 6:27 p.m.
Supervisor Breed was noted absent at 6:29 p.m. and noted present at 6:41 p.m.
Supervisor Cohen was noted absent at 6:49 p.m. and noted present at 6:55 p.m.
Supervisor Tang was noted absent at 7:52 p.m. and noted present at 8:28 p.m.

140143 [Public Hearing - Appeal of Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Hearing of persons interested in or objecting to the San Francisco Municipal Transportation Agency (SFMTA) Board of Directors approval of Resolution No. 14-023, California Environmental Quality Act Categorical Exemption Determinations for Commuter Shuttle Policy and Pilot Program and amending Transportation Code, Division II, and approval of Motion to suspend the SFMTA Board of Directors Rules of Order, Article 4, Section 10, regarding Published Notice approved on January 21, 2014. (Appellants: Richard T. Drury and Christina M. Caro, on behalf of Sara Shortt, the Harvey Milk Lesbian, Gay, Bisexual, Transgender Democratic Club, Service Employees International Union Local Union 1021, and San Francisco League of Pissed-Off Voters) (Filed February 19, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Richard Drury (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Alexandra Goldman; Christina Caro; Sarah Shortt; Alysabeth Alexander; Tom Capistrano; Trina Oates; Darien Lomeri; Brian Basinger; Tony Kelly; Rebecca Smalley; John Vick; Ethan Berger; Male Speaker; Male Speaker; Martin Mackerel; Dean Preston; Melissa Gordon; Michael Redmond; Mira Ingram; Jennifer Fieber; Erin McElroy; Sue Vaughan; Female Speaker; Jennifer Willis; Norlisa Cooper; Rudy Asercion; Ed Kitchley; Larry Bradshaw; Anandi Worden; Karen Jobere; Ima Kohinko; Terrrie Frye; Evelyn Correa; Kay Walker; Nate Sonn; Lupe Arriolla; Bill; Rose Buyers; Stu Roseman; Mike Nulty; Otto Duffy; Lydia Blumberg; Carey Dall; Ed; Karen Babbitt; Aaron Peskin, Former Member of the Board of Supervisors; Claire Baine; Christopher Dahl; Peter Warfield; Larry Edmund; Wendy Arragon; Chris Daly (SEIU, Local 1021), Former Member of the Board of Supervisors; Jessica Leahman; English Dodd; spoke in support of the appeal. Sarah Jones, Environmental Review Officer (Planning Department), Ed Reiskin, Director (Municipal Transportation Agency (MTA)), Carli Paine (MTA), Marlena Byrne, Deputy City Attorney, Jon Givner, Deputy City Attorney; provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Ed Reiskin, Director (MTA), Carli Paine (MTA) (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Male Speaker; Carlos Alveri; Male Speaker; Dominic Haigh; Matt Regan; Andrew Textor; Male Speaker; Alec Berryman; Francesca Wahl; Leslie Miller; Henry Kamiolowicz; Jeremy Wallenberg; Adrian Covert; Kia; Veronica Ballard; Gabriela Medina; spoke in support of the project and in opposition to the appeal. Richard Drury (Appellant) provided a rebuttal and further requested the Board to approve the appeal. Harvey Rose, Budget and Legislative Analyst (BLA), Fred Rousseau (BLA), responded to questions raised throughout the discussion. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

140144 [Affirming the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Motion affirming the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to April 8, 2014. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Cohen, Kim
Noes: 6 - Breed, Chiu, Farrell, Tang, Wiener, Yee
Excused: 1 - Mar

Motion No. M14-046

Supervisor Farrell, seconded by Supervisor Wiener, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 8 - Breed, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Campos
Excused: 1 - Mar

140145 [Reversing the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Motion reversing the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to April 8, 2014. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Cohen, Kim
Noes: 6 - Breed, Chiu, Farrell, Tang, Wiener, Yee
Excused: 1 - Mar

Supervisor Farrell, seconded by Supervisor Wiener, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Breed, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Campos
Excused: 1 - Mar

140146 [Preparation of Findings to Reverse the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to April 8, 2014. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Cohen, Kim
Noes: 6 - Breed, Chiu, Farrell, Tang, Wiener, Yee
Excused: 1 - Mar

140267 [Approval of a 90-Day Extension for Planning Commission Review of an Ordinance (File No. 131064) That Would Modify the Definition of a "Bona Fide Eating Place"]

Sponsor: Wiener

Resolution extending by 90-days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 131064) amending the Planning Code, to expand the definition of "bona fide eating place" to include a definition based on food sales per occupant; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED

140253 [Final Map 7783 - 2121-3rd Street]

Motion approving Final Map 7783, a 105 residential unit Condominium Project, located at 2121-3rd Street, being a subdivision of Assessor's Block No. 4045, Lot No. 041, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-040

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 8 - Avalos, Breed, Chiu, Cohen, Farrell, Mar, Tang, Yee
Absent: 3 - Campos, Kim, Wiener

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTION

140249 [Real Property Lease Renewal - Ruth Mellinger - 70 Oak Grove Street - $37,208.33 Monthly]

Resolution authorizing the exercise of an option to extend the lease of 10,000 sq. ft. at 70 Oak Grove Street with Ruth Mellinger, an unmarried woman, for five years for use by the Sheriff's Department at $37,208.33 monthly, for the period of May 31, 2014, through May 30, 2019. (Real Estate Department)

03/17/14; RECEIVED FROM DEPARTMENT.

03/25/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 7:17 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

GOVERNMENT
DOCUMENTS DEPT

APR - 3 2014

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, April 1, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:13 p.m. On the call of the roll, Supervisor Mar was not present. There was a quorum.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Breed, moved to approve the Board Meeting Minutes of February 25, 2014. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Absent: 1 - Mar

Supervisor Mar Excused from Voting

Supervisor Breed, seconded by Supervisor Farrell, moved that Supervisor Mar be excused from voting. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

140190 [Appropriation - Library Preservation Fund - Public Library Teen Center Project - $3,243,752 - FY2013-2014]

Sponsors: Chiu; Kim and Mar

Ordinance appropriating $3,243,752 of Library Preservation Fund balance to the Public Library for the Teen Center Project in FY2013-2014.
(Fiscal Impact)

FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

140127 [Landmark Designation Nomination - Tree Located at 3066 Market Street]

Sponsor: Wiener

Resolution of intent initiating the nomination of the Sequoiadendron giganteum tree at 3066 Market Street for landmark tree status pursuant to Public Works Code, Section 810(b); acknowledging the temporary designation of such tree pursuant to Public Works Code, Section 810(d); and authorizing other official acts in furtherance of this Resolution.

ADOPTED

Recommendations of the Rules Committee

140228 [Appointments, Park, Recreation and Open Space Advisory Committee - Denis Mosgofian, Linda D'Avirro, and Winnie Chu]

Motion appointing Denis Mosgofian and Linda D'Avirro, terms ending February 1, 2015, and Winnie Chu, term ending February 1, 2016, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Motion No. M14-041

APPROVED

140229 [Appointments, Pedestrian Safety Advisory Committee - Howard Bloomberg, John Alexander Lowell, and Howard Strassner]

Motion appointing Howard Bloomberg, John Alexander Lowell, and Howard Strassner, terms ending March 28, 2016, to the Pedestrian Safety Advisory Committee. (Rules Committee)

Motion No. M14-042

APPROVED

140230 [Appointment, Elections Commission - Christopher Jerdonek]

Motion appointing Christopher Jerdonek, term ending January 1, 2019, to the Elections Commission. (Rules Committee)

Motion No. M14-043

APPROVED

140231 [Appointments, Veterans Affairs Commission - Dwane Kennedy, Deborah Dacumos, and Angela Jenkins]

Motion appointing Dwane Kennedy, term ending January 31, 2017, and Deborah Dacumos and Angela Jenkins, terms ending January 31, 2018, to the Veterans Affairs Commission. (Rules Committee)

Motion No. M14-044

APPROVED

140248 [Appointment, Mental Health Board - Idell Wilson]

Motion appointing Idell Wilson, term ending January 31, 2016, to the Mental Health Board. (Rules Committee)

Motion No. M14-045

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

140121 [Appropriation - General Fund Reserve - Homeless Outreach Services - $1,387,500 - FY2013-2014]

Sponsors: Farrell; Breed, Campos and Chiu

Ordinance appropriating $1,387,500 of General Fund Reserves to the Department of Public Health to provide homeless outreach services in FY2013-2014 and placing the $1,387,500 of General Fund monies on Board of Supervisors Reserve.
(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Wiener, Yee
Noes: 1 - Tang
Excused: 1 - Mar

NEW BUSINESS

Recommendation of the Budget and Finance Committee

140238 [Adopting a Fixed Two-Year Budget - Airport, Port, Public Utilities Commission, Library, Child Support Services, and Employees' Retirement System]

Sponsors: Mayor; Farrell

Resolution adopting a fixed two-year budgetary cycle for the Airport, the Port, the Public Utilities Commission, the Library Department, the Department of Child Support Services, and the Employees' Retirement System, defining terms, and setting deadlines.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Recommendations of the Budget and Finance Sub-Committee

140150 [Administrative Code - Expansion of First Source Hiring Program]

Sponsors: Avalos; Breed, Campos, Chiu, Kim, Mar, Wiener, Yee and Cohen

Ordinance amending the Administrative Code to add First Source Hiring requirements for developers applying for permits for commercial or residential projects to disclose to the City anticipated entry and apprentice level positions for development projects, anticipated local hires, and anticipated wages; and agree to hiring and retention goals for apprentice level positions.

Supervisor Cohen requested to be added as a co-sponsor.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

140188 [Appropriation - 2008 Clean and Safe Neighborhood Park Projects - $1,089,249.67 - FY2013-2014]

Sponsor: Mayor

Ordinance appropriating $1,089,249.67 of surplus proceeds from the sale of General Obligation Bonds for completion of capital improvement projects included in the 2008 Clean and Safe Neighborhood Park Projects to the Port Commission for FY2013-2014.
(Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

140191 [Accept and Expend Grant - Electric Vehicle Fleet Demonstration Project - $384,000]

Sponsor: Mayor

Resolution retroactively authorizing the Fleet Management Division of the General Services Agency to accept and expend a grant in the amount of $384,000 from Alameda County for Electric Vehicles and Chargers, for the period of July 30, 2013, through December 31, 2015.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

140224 [Designation - Treasure Island Mobility Management Agency]

Resolution designating the San Francisco County Transportation Authority as the Treasure Island Mobility Management Agency for certain purposes pursuant to the Treasure Island Transportation Management Act. (Treasure Island Development Authority)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Recommendations of the Land Use and Economic Development Committee

140035 [Administrative Code - Consumer Price Index Increase - Temporary Tenant Household Dislocation Compensation]

Sponsor: Chiu

Ordinance amending Administrative Code, Chapter 37, "Residential Rent Stabilization and Arbitration Ordinance," to implement California Civil Code, Section 1947.9(a)(1)(A), by requiring the Rent Board to annually adjust the daily compensation rate for tenant household temporary dislocation of less than 20 days, according to the Consumer Price Index (CPI).

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

140096 [Administrative Code - Tenant Relocation Assistance Payment]

Sponsors: Campos; Kim, Avalos and Mar

Ordinance amending the Administrative Code to mitigate adverse impacts of tenant evictions to provide that when residential units are withdrawn from the rental market under the Ellis Act, each relocated tenant is entitled to the greater of the existing rent relocation payment, or the difference between the tenant's current rent and the prevailing rent for a comparable apartment in San Francisco over a two year period; and allowing a landlord, through a hearing process, to obtain a revised relocation payment obligation based on an undue financial hardship adjustment or recalculated rent differential amount.

Privilege of the floor was granted to Delene Wolf, Executive Director of the Rent Board, and Jon Givner, Deputy City Attorney, who responded to questions raised throughout the discussion.

Supervisor Breed, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Supervisor Yee, seconded by Supervisor Campos, moved to AMEND on Page 4, Lines 14 through 18, as articulated in Supervisor Breed's amendment, relating to hardship adjustment hearings.

Supervisor Wiener, seconded by Supervisor Breed, moved to AMEND on Page 4, starting on Line 1, relating to Landlord hardship provisions.

Supervisor Breed, seconded by Supervisor Cohen, moved to continue this matter until later in the meeting. The motion carried without objection.

Supervisor Avalos, seconded by Supervisor Breed, moved that this Ordinance be CONTINUED ON FIRST READING to April 8, 2014. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Referred Without Recommendation from the Land Use and Economic Development Committee

131148 [Planning, Building, Administrative, and Subdivision Codes - Legalization of Dwelling Units Installed Without a Permit]

Sponsors: Chiu; Wiener, Avalos, Mar, Breed and Cohen

Ordinance amending the Planning and Building Codes to provide a process for granting legal status to existing dwelling units constructed without the required permits, temporarily suspending the code enforcement process for units in the process of receiving legal status, and prohibiting units from being legalized under the provisions of this Ordinance if there have been no-fault evictions; amending the Administrative Code to prohibit the costs of legalization from being passed through to the tenant; amending the Subdivision Code to prohibit legalized units from being subdivided and separately sold; affirming the Planning Department's California Environmental Quality Act determination; making findings of consistency with the General Plan, and the priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to submit this Ordinance to the California Department of Housing and Community Development in accordance with California Government Code, Section 65852.2(h).

Privilege of the floor was granted to Bill Strawn (Department of Building Inspection) who responded to questions raised throughout the discussion.

Supervisor Wiener, seconded by Supervisor Yee, moved that this Ordinance be AMENDED to strike the findings listed in the proposed amendment by Supervisor Yee beginning on Page 3, Line 23, through Page 6, Line 3. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Supervisor Yee, seconded by Supervisor Tang, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE, AS AMENDED. The motion FAILED by the following vote:

Ayes: 5 - Breed, Farrell, Tang, Wiener, Yee
Noes: 5 - Avalos, Campos, Chiu, Cohen, Kim
Excused: 1 - Mar

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED to strike the findings listed in the proposed amendment by Supervisor Yee beginning on Page 4, Line 1, through Page 6, Line 9; and on Page 6, Line 18, to change 'RH-2' to 'RH-1(D)'. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Supervisor Yee withdrew his previous motion without opposition.

Supervisor Chiu, seconded by Supervisor Wiener, moved that this Ordinance be AMENDED on Page 7, beginning on Line 17, by adding 'Upon receiving the reports one year and two years after the effective date, the Clerk of the Board of Supervisors shall schedule a public hearing for each report on the agenda of the appropriate Board of Supervisors committee to consider the effectiveness of the program.' The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Supervisor Cohen requested to be added as a co-sponsor.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 8 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Wiener
Noes: 2 - Tang, Yee
Excused: 1 - Mar

Recommendation of the Neighborhood Services and Safety Committee

140084 [Administrative Code - Jail Inmate Health Insurance Enrollment]

Ordinance amending the Administrative Code, to designate the Sheriff as the entity to assist county jail inmates with submitting an application for a health insurance affordability program consistent with federal requirements. (Sheriff)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Recommendation of the Rules Committee

140227 [Appointment, Treasury Oversight Committee - Ronald Gerhard]

Motion appointing Ronald Gerhard (residency requirement waived), term ending June 5, 2017, to the Treasury Oversight Committee. (Rules Committee)
(Supervisor Campos dissented in Committee.)

APPROVED by the following vote:
Ayes: 9 - Avalos, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 1 - Breed
Excused: 1 - Mar

Supervisor Campos, seconded by Supervisor Breed, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

Motion No. M14-047

APPROVED by the following vote:

Ayes: 8 - Avalos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Breed, Campos
Excused: 1 - Mar

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

There were none.

SPECIAL ORDER 3:00 P.M.

Supervisor Campos was noted absent at 5:02 p.m. and noted present at 5:13 p.m.
Supervisor Farrell was noted absent at 5:30 p.m. and noted present at 5:49 p.m.
Supervisor Chiu was noted absent at 5:42 p.m. and noted present at 6:27 p.m.
Supervisor Breed was noted absent at 6:29 p.m. and noted present at 6:41 p.m.
Supervisor Cohen was noted absent at 6:49 p.m. and noted present at 6:55 p.m.
Supervisor Tang was noted absent at 7:52 p.m. and noted present at 8:28 p.m.

140143 [Public Hearing - Appeal of Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Hearing of persons interested in or objecting to the San Francisco Municipal Transportation Agency (SFMTA) Board of Directors approval of Resolution No. 14-023, California Environmental Quality Act Categorical Exemption Determinations for Commuter Shuttle Policy and Pilot Program and amending Transportation Code, Division II, and approval of Motion to suspend the SFMTA Board of Directors Rules of Order, Article 4, Section 10, regarding Published Notice approved on January 21, 2014. (Appellants: Richard T. Drury and Christina M. Caro, on behalf of Sara Shortt, the Harvey Milk Lesbian, Gay, Bisexual, Transgender Democratic Club, Service Employees International Union Local Union 1021, and San Francisco League of Pissed-Off Voters) (Filed February 19, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Richard Drury (Appellant) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Alexandra Goldman; Christina Caro; Sarah Shortt; Alysabeth Alexander; Tom Capistrano; Trina Oates; Darien Lomeri; Brian Basinger; Tony Kelly; Rebecca Smalley; John Vick; Ethan Berger; Male Speaker; Male Speaker; Martin Mackerel; Dean Preston; Melissa Gordon; Michael Redmond; Mira Ingram; Jennifer Fieber; Erin McElroy; Sue Vaughan; Female Speaker; Jennifer Willis; Norlisa Cooper; Rudy Asercion; Ed Kitchley; Larry Bradshaw; Anandi Worden; Karen Jobere; Ima Kohinko; Terrrie Frye; Evelyn Correa; Kay Walker; Nate Sonn; Lupe Arriolla; Bill; Rose Buyers; Stu Roseman; Mike Nulty; Otto Duffy; Lydia Blumberg; Carey Dall; Ed; Karen Babbitt; Aaron Peskin, Former Member of the Board of Supervisors; Claire Baine; Christopher Dahl; Peter Warfield; Larry Edmund; Wendy Arragon; Chris Daly (SEIU, Local 1021), Former Member of the Board of Supervisors; Jessica Leahman; English Dodd; spoke in support of the appeal. Sarah Jones, Environmental Review Officer (Planning Department), Ed Reiskin, Director (Municipal Transportation Agency (MTA)), Carli Paine (MTA), Marlena Byrne, Deputy City Attorney, Jon Givner, Deputy City Attorney; provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Ed Reiskin, Director (MTA), Carli Paine (MTA) (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Department. Male Speaker; Carlos Alveri; Male Speaker; Dominic Haigh; Matt Regan; Andrew Textor; Male Speaker; Alec Berryman; Francesca Wahl; Leslie Miller; Henry Kamiolowicz; Jeremy Wallenberg; Adrian Covert; Kia; Veronica Ballard; Gabriela Medina; spoke in support of the project and in opposition to the appeal. Richard Drury (Appellant) provided a rebuttal and further requested the Board to approve the appeal. Harvey Rose, Budget and Legislative Analyst (BLA), Fred Rousseau (BLA), responded to questions raised throughout the discussion. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

140144 [Affirming the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Motion affirming the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to April 8, 2014. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Cohen, Kim
Noes: 6 - Breed, Chiu, Farrell, Tang, Wiener, Yee
Excused: 1 - Mar

Motion No. M14-046

Supervisor Farrell, seconded by Supervisor Wiener, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 8 - Breed, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Campos
Excused: 1 - Mar

140145 [Reversing the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Motion reversing the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to April 8, 2014. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Cohen, Kim
Noes: 6 - Breed, Chiu, Farrell, Tang, Wiener, Yee
Excused: 1 - Mar

Supervisor Farrell, seconded by Supervisor Wiener, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Breed, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Campos
Excused: 1 - Mar

140146 [Preparation of Findings to Reverse the Exemption Determination - San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program]

Motion directing the Clerk of the Board to prepare findings reversing the determination by the Planning Department that the San Francisco Municipal Transportation Agency's Commuter Shuttle Policy and Pilot Program is exempt from environmental review. (Clerk of the Board)

Supervisor Campos, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to April 8, 2014. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Cohen, Kim
Noes: 6 - Breed, Chiu, Farrell, Tang, Wiener, Yee
Excused: 1 - Mar

Supervisor Farrell, seconded by Supervisor Wiener, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Breed, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Campos
Excused: 1 - Mar

COMMITTEE REPORTS

Recommendation of the Land Use and Economic Development Committee

140122 [Planning, Building Codes - Fee Waiver Program - Small Business Month, May 2014]

Sponsor: Tang

Ordinance recognizing Small Business Month in May 2014; amending the Planning and Building Codes to retroactively waive fees for the month of May for certain façade improvements; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Merlin; expressed various concerns relating to taxi and ride sharing programs.
Cynthia Cruz; spoke in support for proposed tax measure relating to shuttles.
Neil McNamera; expressed various concerns relating to renaming of the Bay Bridge and support for former Mayor Rolph.
Larry Edmund; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140295 [Supporting Assembly Bill 2591 (Weber) - The Basic Material Needs for Homeless Children Act]

Sponsor: Farrell

Resolution supporting Assembly Bill 2591, authored by Assemblymember Shirley Weber, the Basic Material Needs for Homeless Children Act.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Excused: 1 - Mar

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

140277 [Settlement of Lawsuit - Daniel Dallabrida - $150,000]

Ordinance authorizing settlement of the lawsuit filed by Daniel Dallabrida against the City and County of San Francisco for $150,000; the lawsuit was filed on October 19, 2011, in San Francisco Superior Court, Case No. CGC 11-515117; entitled Daniel Dallabrida v. City and County of San Francisco, et al. (City Attorney)

03/19/14; RECEIVED FROM DEPARTMENT.

04/01/14; RECEIVED AND ASSIGNED to Rules Committee.

140278 [Settlement of Lawsuit - Fletcher Ranch Road Properties, LLC - Grant of Access Easements]

Ordinance authorizing settlement of the lawsuit filed by Fletcher Ranch Road Properties, a Limited Liability Company, Robert N. Fletcher as Trustee Of The Robert N. And Patricia A. Fletcher Living Trust, Richard S. Fletcher as Trustee Of The Richard S. And Linda K. Fletcher Revocable Inter Vivos Trust, and C. Nelson Fletcher As Trustee Of The C. Nelson And Betty S. Fletcher Revocable Inter Vivos Trust against the City and County of San Francisco by granting limited access easements benefitting four parcels owned by plaintiffs; the lawsuit was filed on April 22, 2010, in Alameda County Superior Court, Case No.VG10510699; entitled Fletcher Ranch Road Properties, LLC, et al. v. City and County of San Francisco; other material terms of said settlement are that plaintiffs agree to waive all other claims of access over property owned by City and County of San Francisco and to permanently restrict their use of the easements. (City Attorney)

03/19/14; RECEIVED FROM DEPARTMENT.

04/01/14; ASSIGNED to Rules Committee.

140279 [Settlement of Lawsuit - California Coastal Protection Network - $125,000]

Ordinance authorizing settlement of the lawsuit filed by California Coastal Protection Network against the City and County of San Francisco for $125,000; the lawsuit was filed on August 9, 2011, in San Francisco County Superior Court, Case No. CGC-11-513176; entitled California Coastal Protection Network v. City and County of San Francisco; other material terms of said settlement include implementation of long-term adaptive management plan for the South Reach of Ocean Beach; and making environmental findings. (City Attorney)

03/24/14; RECEIVED FROM DEPARTMENT.

03/27/14; REFERRED TO DEPARTMENT.

03/27/14; RESPONSE RECEIVED.

04/01/14; ASSIGNED to Rules Committee.

140280 [Settlement of Unlitigated Claim - Rajiv Bhatia - $155,000]

Resolution approving settlement of the unlitigated claim asserted by Dr. Rajiv Bhatia against the City and County of San Francisco on September 10, 2013, for $155,000. (City Attorney)

03/19/14; RECEIVED FROM DEPARTMENT.

04/01/14; ASSIGNED to Rules Committee.

140281 [Settlement of Lawsuit - Thomas Cooke, III - $650,000]

Ordinance authorizing settlement of the lawsuit filed by Thomas Cooke, III against the City and County of San Francisco for $650,000; the lawsuit was filed on August 31, 2011, in San Francisco Superior Court, Case No. CGC-11-515143; entitled Thomas Cooke, III, et al. v. City and County of San Francisco. (City Attorney)

04/01/14; RECEIVED FROM DEPARTMENT.

04/01/14; ASSIGNED to Rules Committee.

140282 [Settlement of Lawsuit - 2342 Broadway, LLC - $37,500]

Ordinance authorizing settlement of the lawsuit filed by 2342 Broadway, LLC, against Phil Ting in his official capacity as the Assessor-Recorder of the City and County of San Francisco; the City and County of San Francisco, a California chartered city and county; and DOES 1 through 20, inclusive, in settlement of $37,500 to Twentythree Fortytwo, LLC; the lawsuit was filed on April 10, 2012, in San Francisco Superior Court, Case No. CGC 12-519888; entitled 2342 Broadway, LLC, v. Phil Ting, et al. (City Attorney)

03/24/14; RECEIVED FROM DEPARTMENT.

04/01/14; ASSIGNED to Rules Committee.

PROPOSED RESOLUTION

140254 [Annual Fundraising Drive - 2014]

Resolution designating those agencies qualified to participate in the 2014 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco. (City Administrator)

03/24/14; RECEIVED FROM DEPARTMENT.

04/01/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 11:20 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

GOVERNMENT
DOCUMENTS DEPT

APR 11 2014

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, April 8, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

N4

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:08 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Cohen, moved to approve the Board Meeting Minutes of March 4, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Government Audit and Oversight Committee

140147 [Approving the 2014 Budget and Legislative Analyst Services Work Plan]

Sponsor: Breed

Motion approving the Budget and Legislative Analyst services work plan for 2014; allocating hours for calendar year 2014; authorizing the Budget and Legislative Analyst to reallocate up to 20 percent of the hours between service categories based on Board of Supervisors service needs, and requiring Board of Supervisors approval of hours re-allocation greater than 20 percent; establishing performance goals; and setting a date for the 2014 annual performance evaluation of the Budget and Legislative Analyst Joint Venture Partnership.

Motion No. M14-048

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Sub-Committee

140150 [Administrative Code - Expansion of First Source Hiring Program]

Sponsors: Avalos; Breed, Campos, Chiu, Kim, Mar, Wiener, Yee and Cohen

Ordinance amending the Administrative Code to add First Source Hiring requirements for developers applying for permits for commercial or residential projects to disclose to the City anticipated entry and apprentice level positions for development projects, anticipated local hires, and anticipated wages; and agree to hiring and retention goals for apprentice level positions.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140188 [Appropriation - 2008 Clean and Safe Neighborhood Park Projects - $1,089,249.67 - FY2013-2014]

Sponsor: Mayor

Ordinance appropriating $1,089,249.67 of surplus proceeds from the sale of General Obligation Bonds for completion of capital improvement projects included in the 2008 Clean and Safe Neighborhood Park Projects to the Port Commission for FY2013-2014.
(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

140035 [Administrative Code - Consumer Price Index Increase - Temporary Tenant Household Dislocation Compensation]

Sponsor: Chiu

Ordinance amending Administrative Code, Chapter 37, "Residential Rent Stabilization and Arbitration Ordinance," to implement California Civil Code, Section 1947.9(a)(1)(A), by requiring the Rent Board to annually adjust the daily compensation rate for tenant household temporary dislocation of less than 20 days, according to the Consumer Price Index (CPI).

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140122 [Planning, Building Codes - Fee Waiver Program - Small Business Month, May 2014]

Sponsors: Tang; **Mar**

Ordinance recognizing Small Business Month in May 2014; amending the Planning and Building Codes to retroactively waive fees for the month of May for certain façade improvements; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings, including environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Mar requested to be added as a co-sponsor.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140096 [Administrative Code - Tenant Relocation Assistance Payment]

Sponsors: Campos; Kim, Avalos and Mar

Ordinance amending the Administrative Code to mitigate adverse impacts of tenant evictions to provide that when residential units are withdrawn from the rental market under the Ellis Act, each relocated tenant is entitled to the greater of the existing rent relocation payment, or the difference between the tenant's current rent and the prevailing rent for a comparable apartment in San Francisco over a two year period; and allowing a landlord, through a hearing process, to obtain a revised relocation payment obligation based on an undue financial hardship adjustment or recalculated rent differential amount.

Angela Calvillo, Clerk of the Board, reiterated the following three motions which were continued with this Ordinance from the prior meeting:

Supervisor Breed, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Supervisor Yee, seconded by Supervisor Campos, moved to AMEND on Page 4, Lines 14 through 18, as articulated in Supervisor Breed's amendment, relating to hardship adjustment hearings.

Supervisor Wiener, seconded by Supervisor Breed, moved to AMEND on Page 4, starting on Line 1, relating to Landlord hardship provisions.

Supervisor Yee withdrew his above referenced motion.

Supervisor Breed, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion FAILED by the following vote:

Ayes: 4 - Breed, Farrell, Tang, Wiener

Noes: 7 - Avalos, Campos, Chiu, Cohen, Kim, Mar, Yee

Supervisor Breed, seconded by Supervisor Yee, moved that this Ordinance be AMENDED on Page 4, Lines 14 through 18, by adding 'At such a hearing, the Board, or its designated Administrative Law Judges, shall consider all relevant factors, including the number of units in the building and any evidence submitted regarding the landlord's age, length of ownership of the building, ownership of any other buildings, income, expenses, other assets, debt, health, and health care costs.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Privilege of the floor was granted to Delene Wolf, Executive Director of the Rent Board, and Jon Givner, Deputy City Attorney, who responded to questions raised throughout the discussion.

Supervisor Wiener withdrew his above referenced motion and substituted the following motion.

Supervisor Wiener, seconded by Supervisor Breed, moved that this Ordinance be AMENDED on Page 4, Lines 8 through 21, relating to Landlord hardship provisions. The motion FAILED by the following vote:

Ayes: 5 - Breed, Cohen, Farrell, Tang, Wiener
Noes: 6 - Avalos, Campos, Chiu, Kim, Mar, Yee

Supervisor Wiener, seconded by Supervisor Breed, moved that this Ordinance be AMENDED on Page 4, beginning on Line 4, by adding '(ii) At a hearing for hardship adjustment under Subsection (i), the Board, or its designated Administrative Law Judges, shall consider all relevant factors, including the number of units in the building and any evidence submitted regarding the landlord's age, length of ownership of the building, ownership of any other buildings, income, expenses, other assets, debt, health, and health care costs, except as provided in Subsection (iii), (iii) At a hearing for hardship adjustment under Subsection (i), the Board or its designated Administrative Law Judges, shall not consider any of the following types of assets owned by the landlord: a. Assets held in retirement accounts; and b. Non-liquid personal property.' The motion carried by the following vote:

Ayes: 6 - Breed, Cohen, Farrell, Tang, Wiener, Yee
Noes: 5 - Avalos, Campos, Chiu, Kim, Mar

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Wiener, Yee
Noes: 2 - Farrell, Tang

Referred Without Recommendation from the Land Use and Economic Development Committee

131148 [Planning, Building, Administrative, and Subdivision Codes - Legalization of Dwelling Units Installed Without a Permit]

Sponsors: Chiu; Wiener, Avalos, Mar, Breed and Cohen

Ordinance amending the Planning and Building Codes to provide a process for granting legal status to existing dwelling units constructed without the required permits, temporarily suspending the code enforcement process for units in the process of receiving legal status, and prohibiting units from being legalized under the provisions of this Ordinance if there have been no-fault evictions; amending the Administrative Code to prohibit the costs of legalization from being passed through to the tenant; amending the Subdivision Code to prohibit legalized units from being subdivided and separately sold; affirming the Planning Department's California Environmental Quality Act determination; making findings of consistency with the General Plan, and the priority policies of Planning Code, Section 101.1; and directing the Clerk of the Board of Supervisors to submit this Ordinance to the California Department of Housing and Community Development in accordance with California Government Code, Section 65852.2(h).

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Wiener
Noes: 2 - Tang, Yee

Recommendation of the Neighborhood Services and Safety Committee

140084 [Administrative Code - Jail Inmate Health Insurance Enrollment]

Ordinance amending the Administrative Code, to designate the Sheriff as the entity to assist county jail inmates with submitting an application for a health insurance affordability program consistent with federal requirements. (Sheriff)

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendation of the Budget and Finance Committee

140034 [Waiving Competitive Solicitation Requirement to Procure Partial Design Documents - Professional Services Agreement - Geneva Car Barn and Powerhouse Project - Aidlin Darling Design - $837,863]

Sponsor: Avalos

Ordinance waiving the competitive solicitation requirement under Administrative Code, Section 6.40, and authorizing the General Manager of the Recreation and Park Department to enter into a professional services agreement with Aidlin Darling Design in the amount of $837,863, for the purpose of completing design development documents and partial completion of construction documents for the Geneva Car Barn and Powerhouse project, and to amend the agreement as necessary to complete final (100 percent) construction documents, to commence following Board approval. (Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Government Audit and Oversight Committee

140032 [Collective Bargaining Agreement, Arbitration Award - International Brotherhood of Electrical Workers, Local 6 - FY2013-2014]

Sponsor: Mayor

Ordinance adopting and implementing the Arbitration Award amending Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, by implementing special terms and conditions of employment for FY2013-2014.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Economic Development Committee

131063 [Planning and Administrative Codes - Construction of In-Law Units in Existing Residential Buildings or Auxiliary Structures on the Same Lot; Rent Control]

Sponsors: Wiener; Cohen and Chiu

Ordinance amending the Planning Code to allow the construction of an additional dwelling unit or units entirely within the existing built envelope as it existed three years prior to the time of the application of a residential building or auxiliary structure on the same lot (In-Law Unit) on any parcel in the Castro Street Neighborhood Commercial District and within 1,750 feet of the District boundaries, excluding any lot within an RH-1(D) zoning district or any lot within 500 feet of Block No. 2623, Lot Nos. 116 through 154; authorizing the Zoning Administrator to waive density and other Planning Code requirements in order to create the In-Law Units, and requiring the Department to monitor rents and publish a report evaluating the effectiveness of the ordinance; amending the Administrative Code to provide that an In-Law Unit constructed with a waiver of Code requirements shall be subject to the provisions of the San Francisco Residential Rent Stabilization and Arbitration Ordinance if the existing building or any existing dwelling unit is already subject to the Rent Ordinance; making environmental findings and findings, of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk to send a copy of this Ordinance to the California Department of Housing and Community Development, in accordance with State law.

Supervisor Chiu requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Referred Without Recommendation from the Land Use and Economic Development Committee

140148 [Street Encroachment - 1410 Stanyan Street]

Resolution granting revocable permission to Kieran J. Woods to occupy a portion of the public right-of-way to construct and maintain various improvements, including a driveway, associated retaining wall, a vehicular carousel to provide access to a proposed new single family dwelling at 1410 Stanyan Street (Assessor's Block No. 2706, Lot No. 035), landscaping, stairs leading to a public sitting area, and other related improvements within an existing unimproved portion of Stanyan Street between Clarendon and Mountain Spring Avenues; conditioning the permit; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

Supervisor Yee, seconded by Supervisor Breed, moved that this Resolution be CONTINUED to April 15, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Breed, seconded by Supervisor Chiu, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Breed introduced, welcomed, and presented a Certificate of Honor to Matthew Roybal of the Department of Emergency Management in recognition of being named Dispatcher of the Year. Fire Chief, Joann Hayes-White, shared in this commendation.

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Members of the San Francisco Chapter of American Association of University Women in recognition of their work fighting for equal pay for women, their accomplishments and continued community support.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140172 [Hearing - Street Vacation Order - Hunters Point Shipyard Phase II Redevelopment Plans - Candlestick Point]

Hearing of persons interested in or objecting to the Ordinance ordering the vacation of portions of streets along with public service easements that may exist within the Hunters Point Shipyard Phase II Redevelopment Plan area, generally bounded the 1948 Bulkhead Line to the north, the 1941 Bulkhead Line to the east, Bancroft Avenue to the south, and Griffith Street to the west, including submerged areas; ordering the vacation of portions of streets along with public service easements that may exist within the Candlestick Point Redevelopment Plan area, generally bounded by Underwood Avenue, Arelious Walker Drive, Gilman Avenue, Donahue Street, Carroll Avenue, Alvord Street, Fitzgerald Avenue, the City and County of San Francisco County Line, Harney Way, Ingerson Avenue, and Hawes Street, including submerged areas; ordering the conditional vacation of portions of Griffith Street, Nichols Way, Cameron Way, Doublerock Street, Giants Drive, Hunters Point Expressway, Jamestown Avenue, Gilman Avenue, and Crisp Road for various purposes; reserving various easement rights in favor of the City and third party utilities, subject to conditions specified in this Ordinance; adopting findings under the California Environmental Quality Act; adopting findings that the vacations are consistent with the Redevelopment Plans and the City's General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing actions in furtherance of this Ordinance. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 104173. Supervisor Cohen provided some opening remarks. Barbara Moy (Department of Public Works) and Wells Lawson (Office of Community Investment and Infrastructure) provided an overview of the street vacation. Fala Satele; Dr. Veronica Hunnicutt; spoke in support of the street vacation. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

Referred Without Recommendation from the Land Use and Economic Development Committee

140173 [Street Vacation Order - Hunters Point Shipyard Phase II Redevelopment Plans - Candlestick Point]

Sponsor: Cohen

Ordinance ordering the vacation of portions of streets along with public service easements that may exist within the Hunters Point Shipyard Phase II Redevelopment Plan area, generally bounded the 1948 Bulkhead Line to the north, the 1941 Bulkhead Line to the east, Bancroft Avenue to the south, and Griffith Street to the west, including submerged areas; ordering the vacation of portions of streets along with public service easements that may exist within the Candlestick Point Redevelopment Plan area, generally bounded by Underwood Avenue, Arelious Walker Drive, Gilman Avenue, Donahue Street, Carroll Avenue, Alvord Street, Fitzgerald Avenue, the City and County of San Francisco County Line, Harney Way, Ingerson Avenue, and Hawes Street, including submerged areas; ordering the conditional vacation of portions of Griffith Street, Nichols Way, Cameron Way, Doublerock Street, Giants Drive, Hunters Point Expressway, Jamestown Avenue, Gilman Avenue, and Crisp Road for various purposes; reserving various easement rights in favor of the City and third party utilities, subject to conditions specified in this Ordinance; adopting findings under the California Environmental Quality Act; adopting findings that the vacations are consistent with the Redevelopment Plans and the City's General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing actions in furtherance of this Ordinance.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140193 [Hearing - Successor Agency to the Former Redevelopment Agency - Fifth Amendment to Mission Bay North Owner Participation Agreement]

Hearing of persons interested in or objecting to the proposed Resolution of the Board of Supervisors, acting in its capacity as the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco, to conditionally approve a Fifth Amendment to the Mission Bay North Owner Participation Agreement and to permit a feasible rental project with market rate and affordable moderate-income units available to households earning no more than 90% of the area median income on Block No. N4P3, bound by Berry Street to the south and the I-280 off-ramp to the north, in the Mission Bay North Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 140194. Supervisor Kim provided some opening remarks. Lila Hussain (Office of Community Investment and Infrastructure) provided an overview of the agreement and responded to questions raised throughout the discussion. Vicki London Wooley (M4P3); Walter Paulson; Corinne Woods (MBCAC); spoke in support of the agreement. Thomas Gilberty; spoke neither in support nor opposition to the agreement. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

140194 [Successor Agency to the Former Redevelopment Agency - Fifth Amendment to Mission Bay North Owner Participation Agreement]

Sponsor: Kim

Resolution of the Board of Supervisors, acting in its capacity as the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco, to conditionally approve a Fifth Amendment to the Mission Bay North Owner Participation Agreement and to permit a feasible rental project with market rate and affordable moderate-income units available to households earning no more than 90% of the area median income on Block No. N4P3, bound by Berry Street to the south and the I-280 off-ramp to the north, in the Mission Bay North Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

140255 [Public Hearing - Appeal of Tentative Parcel Map - 738 Mission Street]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated March 4, 2014, approving a Tentative Parcel Map for a 4-lot subdivision located at 738 Mission Street, Assessor's Block No. 3706, Lot No. 277. (District No. 6) (Appellants: Thomas N. Lippe, on behalf of 765 Market Street Residential Owners Association, the Friends of Yerba Buena, Paul Sedway, Ron Wornick, Matthew Schoenberg, Joe Fang, and Margaret Collins) (Filed March 14, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. Walter Paulson; spoke in support of the proposed continuance. There were no other speakers.

Supervisor Kim, seconded by Supervisor Yee, moved that this Hearing be CONTINUED open to May 6, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140256 [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 738 Mission Street]

Motion approving the decision of the Department of Public Works and approving the Tentative Parcel Map for a 4-lot subdivision located at Assessor's Block No. 3706, Lot No. 277; making environmental findings and findings of consistency with the City's General Plan and eight priority policies of San Francisco Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Yee, moved that this Motion be CONTINUED to May 6, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140257 [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 738 Mission Street]

Motion disapproving the decision of the Department of Public Works and disapproving the Tentative Parcel Map for a 4-lot subdivision located at Assessor's Block No. 3706, Lot No. 277; making environmental findings and findings of consistency with the City's General Plan, and eight priority policies of San Francisco Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Yee, moved that this Motion be CONTINUED to May 6, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140258 [Preparation of Findings Related to the Tentative Parcel Map - 738 Mission Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 4-lot subdivision located at Assessor's Block No. 3706, Lot No. 277. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Yee, moved that this Motion be CONTINUED to May 6, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Peter Warfield (Library User's Assocation); spoke requesting a hearing on the SF Public Library priorities and finances and expressed concerns relating to the SF Public Library budget.
Walter Paulson; shared in song certain concerns with the Board including support for the SF Giants.
Male Speaker; expressed various concerns relating elevator service and request for tenants to be compensated for disservice.
Annette Wong (Early Education Network); spoke in support of proposed Immigrant Family Month legislation.
Dara; spoke in support of proposed Immigrant Family Month legislation.
Female Speaker; spoke in support of proposed Immigrant Family Month legislation.
Peggy Maldonado; spoke in support of proposed Immigrant Family Month legislation.
Terry; spoke in support of proposed Immigrant Family Month legislation.
Christopher Dahl; spoke expressing concerns relating to sea level and report from the United Nations relating to carbon upload.
Thomas Gilberty; expressed various concerns relating to outdoor pool play and recent pool closure due to construction, spare the air days, and noise pollution.
Male Speaker; expressed various religious concerns.

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

140324 [Closed Session - Update on Labor Negotiations]

Sponsor: Chiu

Motion that the Board of Supervisors convene in closed session on April 8, 2014, with the Mayor's Office and the Department of Human Resources pursuant to San Francisco Administrative Code, Section 67.10(e), and California Government Code, Section 54957.6, regarding negotiations with labor unions representing City employees.

The President inquired as to whether any member of the public wished to address the Board regarding convening in closed session. There were no speakers. The President declared public comment closed. The Board recessed at the hour of 4:55 p.m. to convene in closed session. The following Supervisors were noted present: Supervisors Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee.

Persons in attendance: Ben Rosenfield, Controller; Micki Callahan, Director of Department of Human Resources; Kate Howard, Mayor's Budget Director; Jon Givner, Deputy City Attorney; Angela Calvillo, Clerk of the Board; and Rick Caldeira, Legislative Deputy Director.

Matter was heard in closed session, no action was taken, and the hearing was filed. The Board reconvened at the hour of 5:23 p.m. The following Supervisors were noted present: Supervisors Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee.

Motion No. M14-049

Supervisor Mar, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interests of the public that the Board elect at this time not to disclose its closed session deliberations.

Supervisor Farrell, seconded by Supervisor Mar, moved not to disclose its Closed Session deliberations. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140313 [Final Map 4875 - 700 Brotherhood Way]

Motion approving Final Map 4875, a 121 lot subdivision containing 60 lots for single family homes and 61 lots for Residential Condominium Project, located at 700 Brotherhood Way being a subdivision of Assessor's Block No. 7331, Lot No. 005, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-050

APPROVED

140314 [Final Map 7440 - 900 Folsom Street]

Motion approving Final Map 7440, a 281 residential unit and three commercial unit, mixed-use Condominium Project, located at 900 Folsom Street being a subdivision of Assessor's Block No. 3732, Lot Nos. 009, 018, 048, 147, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-051

APPROVED

140325 [Concurring in the Continuation of the Revised Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]

Motion concurring in the continuation of the "Rim Fire" Revised Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board)

Motion No. M14-052

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Breed requested that File No.140231 be severed so that it may be considered separately.

140321 [Urging the California State Legislature to Pass Senate Constitutional Amendment 5 and Send It to the Voters]

Sponsors: Breed; Campos, Kim and Wiener

Resolution urging the California State Legislature to pass Senate Constitutional Amendment 5 that would, with voter approval, amend the State Constitution and overturn the ban on using affirmative action criteria for recruitment and admissions to state institutions of higher education.

Supervisor Breed, seconded by Supervisor Wiener, AMENDED on Page 1, beginning on Line 20, by adding 'WHEREAS, While the absolute enrollment numbers for underrepresented students has risen, the proportion of underrepresented students, particularly African-Americans and Latinos, is now far below their percentages in the California population, according to U.S. Census data; and'; and on Page 2, Lines 14-15, by deleting 'under a standard of "strict scrutiny,". The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

140306 [Health Code - Extending Involuntary Psychiatric Holds]

Ordinance amending the Health Code to authorize the use of an additional thirty-day involuntary psychiatric hold as permitted under California Welfare and Institutions Code, Sections 5270.10-5270.65, and making a finding that this authorization will not result in increased costs to the City or in the reduction of current services. (Human Services Agency)

03/28/14; RECEIVED FROM DEPARTMENT.

04/08/14; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

140307 [Planning Code - Landmark Designation of 2 Henry Adams Street (aka Dunham, Carrigan & Hayden Building)]

Ordinance designating 2 Henry Adams Street (aka Dunham, Carrigan & Hayden Building), Lot No. 001 in Assessor's Block No. 3910, as a Landmark under Article 10 of the San Francisco Planning Code; and adopting General Plan, Planning Code, Section 101.1, and environmental findings.

03/28/14; RECEIVED FROM DEPARTMENT.

04/08/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/8/2014.

140315 [Settlement of Claim - American Airlines, Inc. - Assumption of Lease Obligations and Allocation of Relocation Reimbursement Credits]

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco against American Airlines, Inc. and its affiliated entities in In re: American Airlines, Inc. et al., Case No. 11-15463 SHS, United States Bankruptcy Court for the Southern District of New York, pursuant to a Cure Stipulation. The Cure Stipulation resolves the claim filed by the City and provides for American's assumption of its leases, permits and related agreement related to American's operations at San Francisco International Airport. Under the Cure Stipulation, the Airport will apply certain credits owed by Airport related to American's interim relocation from Terminal 3 Boarding Area E to Terminal 2 Boarding Area D to the amounts owed by American under its leases, permits and related obligations. Further, the Airport will apply the remaining amount of the relocation related credits to American's future obligations. The Cure Stipulation further provides for American's assumption of an agreement related to environmental clean-up and monitoring costs at the Airport. (City Attorney)

03/28/14; RECEIVED FROM DEPARTMENT.

04/08/14; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

140308 [Contract Approval - Electronic Monitoring and Case Management Services - Leaders in Community Alternatives, Inc. - $2,000,000]

Resolution authorizing the Sheriff's Department to enter into a contract with Leaders in Community Alternatives, Inc. (LCA) in an amount not-to-exceed $2,000,000 for a term not-to-exceed five years, with an original term from May 1, 2014, to April 30, 2017, with two one-year options to extend, to administer a home detention program with electronic monitoring and case management, which includes the rules and regulations of the program and the requirement that LCA maintain current liability insurance. (Sheriff)

03/24/14; RECEIVED FROM DEPARTMENT.

04/08/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140309 [Real Property Lease Amendment - Autodesk, Inc. - Pier 9]

Resolution approving Port Commission's Third Amendment to Lease No. L-15169 with Autodesk, Inc., a Delaware corporation, for the lease of unimproved shed space at Pier 9 in the Northern Waterfront with a 111 month term, to commence upon Board approval. (Port)

03/27/14; RECEIVED FROM DEPARTMENT.

04/08/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140310 [Finding of Fiscal Feasibility - Hall of Justice Jail Replacement]

Resolution finding the proposed Hall of Justice jail replacement project is fiscally feasible pursuant to Administrative Code, Chapter 29. (Public Works Department)

03/28/14; RECEIVED FROM DEPARTMENT.

04/08/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140311 [Avigation Easements - San Mateo County - San Francisco International Airport's Noise Insulation Program]

Resolution approving the acquisition of 28 Avigation Easements from various property owners in San Mateo County required for the San Francisco International Airport's Noise Insulation Program (the "Project"); adopting findings that the Project is Categorically Exempt from environmental review under the California Environmental Quality Act (CEQA) Class 1: Existing Facilities; adopting findings that the acquisition is consistent with the City's General Plan, and eight priority policies of City Planning Code, Section 101.1; and authorizing the Director of Property and Mayor to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Airport Commission)

03/28/14; RECEIVED FROM DEPARTMENT.

04/08/14; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:38 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, April 15, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

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4/15/14

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

GOVERNMENT
DOCUMENTS DEPT

APR 18 2014

SAN FRANCISCO
PUBLIC LIBRARY

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Farrell, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of March 11, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

140354 [Formal Policy Discussions - April 15, 2014]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisor representing District 8. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mr. Mayor: San Francisco has approximately 220 park properties and almost no park patrol officers. Currently, at any given time, there are two park patrol officers on duty to police those 220 properties. That number is woefully inadequate, and our park patrol, compared to other large cities, is tiny - indeed, almost non-existent. Our parks, which constitute about 14% of San Francisco's land mass, have massive security needs. They are regularly trashed by vandals and covered with graffiti. People are assaulted. The lack of park patrol officers make it almost impossible to enforce basic park rules and undermines public safety. I will be proposing in the upcoming budget process that we double the size of the park patrol. Do you agree that we need a larger park patrol and need to hire more park patrol officers? If so, how do you propose we increase the size of the force? If not, how do you think we should improve safety and security in our parks? (Supervisor Wiener, District 8)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced question. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendation of the Budget and Finance Committee

140034 [Waiving Competitive Solicitation Requirement to Procure Partial Design Documents - Professional Services Agreement - Geneva Car Barn and Powerhouse Project - Aidlin Darling Design - $837,863]

Sponsor: Avalos

Ordinance waiving the competitive solicitation requirement under Administrative Code, Section 6.40, and authorizing the General Manager of the Recreation and Park Department to enter into a professional services agreement with Aidlin Darling Design in the amount of $837,863, for the purpose of completing design development documents and partial completion of construction documents for the Geneva Car Barn and Powerhouse project, and to amend the agreement as necessary to complete final (100 percent) construction documents, to commence following Board approval.
(Fiscal Impact)

FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee

140032 [Collective Bargaining Agreement, Arbitration Award - International Brotherhood of Electrical Workers, Local 6 - FY2013-2014]

Sponsor: Mayor

Ordinance adopting and implementing the Arbitration Award amending Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, by implementing special terms and conditions of employment for FY2013-2014.

FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

131063 [Planning and Administrative Codes - Construction of In-Law Units in Existing Residential Buildings or Auxiliary Structures on the Same Lot; Rent Control]

Sponsors: Wiener; Cohen and Chiu

Ordinance amending the Planning Code to allow the construction of an additional dwelling unit or units entirely within the existing built envelope as it existed three years prior to the time of the application of a residential building or auxiliary structure on the same lot (In-Law Unit) on any parcel in the Castro Street Neighborhood Commercial District and within 1,750 feet of the District boundaries, excluding any lot within an RH-1(D) zoning district or any lot within 500 feet of Block No. 2623, Lot Nos. 116 through 154; authorizing the Zoning Administrator to waive density and other Planning Code requirements in order to create the In-Law Units, and requiring the Department to monitor rents and publish a report evaluating the effectiveness of the ordinance; amending the Administrative Code to provide that an In-Law Unit constructed with a waiver of Code requirements shall be subject to the provisions of the San Francisco Residential Rent Stabilization and Arbitration Ordinance if the existing building or any existing dwelling unit is already subject to the Rent Ordinance; making environmental findings and findings, of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk to send a copy of this Ordinance to the California Department of Housing and Community Development, in accordance with State law.

FINALLY PASSED

Recommendations of the Rules Committee

140182 [Settlement of Lawsuit - Michael Yaki - City to Receive $75,000]

Ordinance authorizing settlement of the lawsuit filed by City Attorney Dennis J. Herrera against Michael Yaki for $75,000; the lawsuit was filed on December 4, 2013, in San Francisco Superior Court, Case No. CGC-13-535880; entitled Dennis J. Herrera in his official capacity as San Francisco City Attorney v. Michael Yaki; other material terms of the settlement are that Yaki will register as a lobbyist with the San Francisco Ethics Commission, file monthly lobbyist disclosures for the period of July 2012 through August 2013, and complete a lobbyist training. (City Attorney)

PASSED, ON FIRST READING

140185 [Settlement of Lawsuit - Syncora Guarantee, Inc., formerly XL Capital Assurance, Inc. - City to Receive $180,000]

Ordinance authorizing a settlement of the lawsuit filed by the City and County of San Francisco against Syncora Guarantee, Inc. (formerly known as XL Capital Assurance, Inc.) for $180,000; the lawsuit was filed on October 8, 2008, in San Francisco Superior Court, Case No. CGC-08-480708; entitled City and County of San Francisco v. AMBAC Financial Group Inc., et al.; this partial settlement applies only to claims against Syncora Guarantee; other material terms of the settlement are that Syncora will waive its claim for attorneys fees and costs and cooperate in future discovery. (City Attorney)

PASSED, ON FIRST READING

140277 [Settlement of Lawsuit - Daniel Dallabrida - $150,000]

Ordinance authorizing settlement of the lawsuit filed by Daniel Dallabrida against the City and County of San Francisco for $150,000; the lawsuit was filed on October 19, 2011, in San Francisco Superior Court, Case No. CGC 11-515117; entitled Daniel Dallabrida v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

140278 [Settlement of Lawsuit - Fletcher Ranch Road Properties, LLC - Grant of Access Easements]

Ordinance authorizing settlement of the lawsuit filed by Fletcher Ranch Road Properties, a Limited Liability Company, Robert N. Fletcher as Trustee Of The Robert N. And Patricia A. Fletcher Living Trust, Richard S. Fletcher as Trustee Of The Richard S. And Linda K. Fletcher Revocable Inter Vivos Trust, and C. Nelson Fletcher As Trustee Of The C. Nelson And Betty S. Fletcher Revocable Inter Vivos Trust against the City and County of San Francisco by granting limited access easements benefitting four parcels owned by plaintiffs; the lawsuit was filed on April 22, 2010, in Alameda County Superior Court, Case No.VG10510699; entitled Fletcher Ranch Road Properties, LLC, et al. v. City and County of San Francisco; other material terms of said settlement are that plaintiffs agree to waive all other claims of access over property owned by the City and County of San Francisco and to permanently restrict their use of the easements. (City Attorney)

PASSED, ON FIRST READING

140279 [Settlement of Lawsuit - California Coastal Protection Network - $125,000]

Ordinance authorizing settlement of the lawsuit filed by California Coastal Protection Network against the City and County of San Francisco for $125,000; the lawsuit was filed on August 9, 2011, in San Francisco County Superior Court, Case No. CGC-11-513176; entitled California Coastal Protection Network v. City and County of San Francisco; other material terms of said settlement include implementation of long-term adaptive management plan for the South Reach of Ocean Beach; and making environmental findings. (City Attorney)

PASSED, ON FIRST READING

140281 [Settlement of Lawsuit - Thomas Cooke, III - $650,000]

Ordinance authorizing settlement of the lawsuit filed by Thomas Cooke, III against the City and County of San Francisco for $650,000; the lawsuit was filed on August 31, 2011, in San Francisco Superior Court, Case No. CGC-11-515143; entitled Thomas Cooke, III, et al. v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

140282 [Settlement of Lawsuit - 2342 Broadway, LLC - $37,500]

Ordinance authorizing settlement of the lawsuit filed by 2342 Broadway, LLC, against Phil Ting in his official capacity as the Assessor-Recorder of the City and County of San Francisco; the City and County of San Francisco, a California chartered city and county; and DOES 1 through 20, inclusive, in settlement of $37,500 to Twentythree Fortytwo, LLC; the lawsuit was filed on April 10, 2012, in San Francisco Superior Court, Case No. CGC 12-519888; entitled 2342 Broadway, LLC, v. Phil Ting, et al. (City Attorney)

PASSED, ON FIRST READING

140280 [Settlement of Unlitigated Claim - Rajiv Bhatia - $155,000]

Resolution approving settlement of the unlitigated claim asserted by Dr. Rajiv Bhatia against the City and County of San Francisco on September 10, 2013, for $155,000. (City Attorney)

ADOPTED

140154 [Appointment, Citizen's Committee on Community Development - Miquel Penn]

Motion appointing Miquel Penn, term ending February 23, 2016, to the Citizen's Committee on Community Development. (Rules Committee)

Motion No. M14-053

APPROVED

140301 [Appointments, Food Security Task Force - Heather Tufts and Orla O'Keeffe]

Motion appointing Heather Tufts and Orla O'Keeffe, for indefinite terms, to the Food Security Task Force. (Rules Committee)

Motion No. M14-054

APPROVED

140302 [Appointments, Graffiti Advisory Board - John Austin and Rebecca Delgado Rottman]

Motion appointing John Austin and Rebecca Delgado Rottman, terms ending April 10, 2015, to the Graffiti Advisory Board. (Rules Committee)

Motion No. M14-055

APPROVED

140303 [Appointments, Park, Recreation and Open Space Advisory Committee - Patricia Delgado, Tom Valtin, Nicholas Belloni, and Les Hilger]

Motion appointing Patricia Delgado, term ending Feburary 1, 2015, and Tom Valtin, Nicholas Belloni, and Les Hilger, terms ending February 1, 2016, to the Park, Recreation and Open Space Advisory Committee. (Rules Committee)

Motion No. M14-056

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Economic Development Committee

140096 [Administrative Code - Tenant Relocation Assistance Payment]

Sponsors: Campos; Kim, Avalos and Mar

Ordinance amending the Administrative Code to mitigate adverse impacts of tenant evictions to provide that when residential units are withdrawn from the rental market under the Ellis Act, each relocated tenant is entitled to the greater of the existing rent relocation payment, or the difference between the tenant's current rent and the prevailing rent for a comparable apartment in San Francisco over a two year period; and allowing a landlord, through a hearing process, to obtain a revised relocation payment obligation based on an undue financial hardship adjustment or recalculated rent differential amount.

Supervisor Campos, seconded by Supervisor Cohen, moved that this Ordinance be AMENDED on Page 3, Line 3, by deleting '90 days after'; Line 13, by changing '90' to '5'; and Page 10, Lines 12 through 13, by deleting 'As stated in Administrative Code, Section 37.9A(e)(3)(E), this ordinance shall become operative 90 days after its effective date.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Wiener, Yee
Noes: 2 - Farrell, Tang

Referred Without Recommendation from the Land Use and Economic Development Committee

140173 [Street Vacation Order - Hunters Point Shipyard Phase II Redevelopment Plans - Candlestick Point]

Sponsor: Cohen

Ordinance ordering the vacation of portions of streets along with public service easements that may exist within the Hunters Point Shipyard Phase II Redevelopment Plan area, generally bounded the 1948 Bulkhead Line to the north, the 1941 Bulkhead Line to the east, Bancroft Avenue to the south, and Griffith Street to the west, including submerged areas; ordering the vacation of portions of streets along with public service easements that may exist within the Candlestick Point Redevelopment Plan area, generally bounded by Underwood Avenue, Arelious Walker Drive, Gilman Avenue, Donahue Street, Carroll Avenue, Alvord Street, Fitzgerald Avenue, the City and County of San Francisco County Line, Harney Way, Ingerson Avenue, and Hawes Street, including submerged areas; ordering the conditional vacation of portions of Griffith Street, Nichols Way, Cameron Way, Doublerock Street, Giants Drive, Hunters Point Expressway, Jamestown Avenue, Gilman Avenue, and Crisp Road for various purposes; reserving various easement rights in favor of the City and third party utilities, subject to conditions specified in this Ordinance; adopting findings under the California Environmental Quality Act; adopting findings that the vacations are consistent with the Redevelopment Plans and the City's General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing actions in furtherance of this Ordinance.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140148 [Street Encroachment - 1410 Stanyan Street]

Resolution granting revocable permission to Kieran J. Woods to occupy a portion of the public right-of-way to construct and maintain various improvements, including a driveway, associated retaining wall, a vehicular carousel to provide access to a proposed new single family dwelling at 1410 Stanyan Street (Assessor's Block No. 2706, Lot No. 035), landscaping, stairs leading to a public sitting area, and other related improvements within an existing unimproved portion of Stanyan Street between Clarendon and Mountain Spring Avenues; conditioning the permit; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

Supervisor Yee, seconded by Supervisor Mar, moved that this Resolution be CONTINUED to June 17, 2014. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Yee
Noes: 1 - Wiener

NEW BUSINESS

Recommendation of the Budget and Finance Committee

140160 [Preparation of a Request for Qualifications to Broadcast Meetings of the Board of Supervisors - Not to Exceed $150,000]

Sponsors: Mar; Breed, Cohen, Campos and Avalos

Motion directing the Clerk of the Board to prepare a request for qualifications to enable a radio station to broadcast weekly San Francisco Board of Supervisors meetings for an amount not to exceed $150,000.

Motion No. M14-057

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Budget and Finance Sub-Committee

140254 [Annual Fundraising Drive - 2014]

Resolution designating those agencies qualified to participate in the 2014 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco. (City Administrator)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140262 [Real Property Lease Renewal - WCPI Commercial, LLC - 1449 Webster Street - $9,142.07 Monthly]

Sponsor: Breed

Resolution authorizing the exercise of an option to extend the lease of 3,900 sq. ft. at 1449 Webster Street with WCPI Commercial, LLC, for the Office of Economic and Workforce Development's Western Addition employment assistance programs for $9,142.07 monthly for a term of three years ending August 31, 2017.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

131087 [Park Code - Rights in Permits]

Sponsor: Wiener

Ordinance amending the Park Code to distinguish rights in permits for areas and facilities open to the public and rights in permits for events closed to the public; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140289 [California Environmental Quality Act Findings - San Francisco Groundwater Supply Project]

Sponsor: Mar

Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the San Francisco Groundwater Supply Project, and directing the Clerk of the Board of Supervisors to notify the Controller of this action.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140290 [Approval of Groundwater Well in Golden Gate Park]

Sponsor: Mar

Resolution approving the construction of a building housing the Central Pump Station Well and related appurtenances in Golden Gate Park under Charter, Section 4.113, as part of the San Francisco Groundwater Supply Project.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

140250 [Reappointment, Treasure Island Development Authority Board of Directors - Jean-Paul Samaha]

Sponsor: Mayor

Motion confirming the Mayor's reappointment of Jean-Paul Samaha, term ending February 26, 2018, to the Treasure Island Development Authority Board of Directors.

Motion No. M14-058

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140251 [Reappointment, Treasure Island Development Authority Board of Directors - Vivian Fei Tsen]

Sponsor: Mayor

Motion confirming the Mayor's reappointment of Vivian Fei Tsen, term ending February 28, 2018, to the Treasure Island Development Authority Board of Directors.

Motion No. M14-059

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140300 [Appointment, Citizen's Committee on Community Development - Eddie Ahn]
Motion appointing Eddie Ahn, term ending February 23, 2016, to the Citizen's Committee on Community Development. (Rules Committee)
(Supervisor Campos dissented in Committee.)

Motion No. M14-060

APPROVED by the following vote:

Ayes: 9 - Avalos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 2 - Breed, Campos

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Wiener, seconded by Supervisor Campos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Wiener introduced, welcomed, and presented Certificates of Honor to Richard Magary and Bob Incerti in recognition for their years of service to the Buena Vista Neighborhood Association, their accomplishments, and continued community support. Supervisor Breed shared in this commendation.

Supervisor Campos introduced, welcomed, and presented a Certificate of Honor to the Members of the San Francisco Immigrant Legal & Education Network (SFILEN) in recognition of their accomplishments and continued community support. Supervisor Avalos shared in this commendation.

Supervisor Tang introduced, welcomed, and presented a Certificate of Honor to Anthony J. Barbero, local hero, in recognition of his accomplishments during the rescue of two individuals during a recent tragedy at Ocean Beach. Dave Hahn from California Surfcraft and Joann Hayes-White, Fire Chief, shared in this commendation.

COMMITTEE REPORTS

Recommendation of the Land Use and Economic Development Committee

140344 [Apply for Grant - California Department of Housing and Community Development - Local Housing Trust Fund Program - Up to $2,000,000]
Sponsor: Mayor
Resolution authorizing the Mayor's Office of Housing and Community Development to submit an application to the California Department of Housing and Community Development for up to $2,000,000 in Local Housing Trust Fund Program funds.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Supervisor Mar was noted absent at 3:31 p.m. and noted present at 3:42 p.m.
Supervisor Campos was noted absent at 3:37 p.m. and noted present at 3:50 p.m.

PUBLIC COMMENT

Ray Hartz (San Francisco Open Government); expressed concerns relating to the SF Public Library and recent removal of office of Ms. Munson and Mr. Gomez.
Colin Gallagher; spoke in opposition of proposed Aermenian Genocide Commemoration Day legislation.
Theresa Cooper; expressed various concerns relating to Muni late at night and Ellis Act evictions.
Rita Lark; expressed concerns relating to public housing, troubled tenants, and restraining orders.
Christopher Dahl; spoke expressing various remarks relating to his autobiography.
Espinola Jackson; expressed various concerns and need for an audit of public housing.
Thomas Gilberty; expressed various concerns relating to toy wobbles, climate change, and housing stability.
Male Speaker; expressed various religious concerns.
Jakkee Bryson; expressed various concerns relating to seniors, disabled persons, and chronic homelessness.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140346 [Armenian Genocide Commemoration Day - April 24, 2014]
Sponsors: Yee; Farrell
Resolution declaring April 24, 2014, as Armenian Genocide Commemoration Day in the City and County of San Francisco.

Supervisor Farrell requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Campos requested that File No. 140345 be severed so that it may be considered separately.

140345 [Immigrant Family Month - April]

Sponsors: Campos; Avalos, Yee, Kim, Tang, Chiu and Mar

Resolution declaring April "Immigrant Family Month" in the City and County of San Francisco to honor immigrant families and their contributions to San Francisco.

Supervisor Mar requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Chiu requested that File No. 140291 be severed so that it may be considered separately.

140291 [Committee of the Whole - Transbay Block 6 Project - 280 Beale Street - Air Rights Lease of Successor Agency Property - Multifamily Housing Revenue Bonds - May 6, 2014]

Sponsor: Kim

Motion scheduling the Board to sit as a Committee of the Whole on April 22, 2014, at 3 p.m., to hold a public hearing of the proposal of the Successor Agency to the Redevelopment Agency of the City and County of San Francisco (the "Successor Agency," also commonly known as the Office of Investment and Infrastructure ("OCII") on a Resolution to consider the proposal of the Successor Agency to enter into a Ground Lease Agreement and lease the air rights parcel located at 280 Beale Street, commonly known as Transbay Block 6, to Mercy Housing California 62, L.P., a California limited partnership, consistent with the provisions of the California Community Redevelopment Law Section 33433 and to authorize the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed $15,000,000 for the purpose of providing financing for the acquisition and construction of a 70-unit multifamily rental housing project known as Transbay/Block 6 Project; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Supervisor Mar, seconded by Supervisor Tang, moved that this Motion be AMENDED to change the hearing from 'April 22, 2014' to 'May 6, 2014.' The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Motion scheduling the Board to sit as a Committee of the Whole on May 6, 2014, at 3 p.m., to hold a public hearing of the proposal of the Successor Agency to the Redevelopment Agency of the City and County of San Francisco (the "Successor Agency," also commonly known as the Office of Investment and Infrastructure ("OCII") on a Resolution to consider the proposal of the Successor Agency to enter into a Ground Lease Agreement and lease the air rights parcel located at 280 Beale Street, commonly known as Transbay Block 6, to Mercy Housing California 62, L.P., a California limited partnership, consistent with the provisions of the California Community Redevelopment Law Section 33433 and to authorize the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed $15,000,000 for the purpose of providing financing for the acquisition and construction of a 70-unit multifamily rental housing project known as Transbay/Block 6 Project; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters.

Motion No. M14-061

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were none.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS

140332 [Report of Assessment Costs for Blighted Properties]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

04/07/14; RECEIVED FROM DEPARTMENT.

140333 [Airport Lease Modification - Continental Airlines, Inc. - Early Termination of Lease]

Resolution approving and authorizing the execution of Modification No. 2 to Lease L10-0275 with Continental Airlines, Inc. at San Francisco International Airport to grant early termination of the Lease.

03/31/14; RECEIVED FROM DEPARTMENT.

04/15/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140334 [Contract Amendment - Bridgestone Americas Tire Operations, LLC - $11,750,000]

Resolution authorizing the Office of Contract Administration to enter into the Sixth Amendment between the City and County of San Francisco and Bridgestone Americas Tire Operations, LLC, for the rental of bus tires, in which the amendment shall increase the contract limit from $9,950,000 to $11,750,000. (Office of Contract Administration)

04/07/14; RECEIVED FROM DEPARTMENT.

04/15/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:15 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

GOVERNMENT
DOCUMENTS DEPT

APR 25 2014

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, April 22, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:01 p.m. On the call of the roll, Supervisors Kim, Mar, and Yee were noted not present.

Supervisor Mar was noted present at 2:03 p.m.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Farrell, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of March 18, 2014. The motion carried by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener
Absent: 2 - Kim, Yee

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Government Audit and Oversight Committee

130609 [Follow-Up Board Response - Civil Grand Jury Report - Use of Nonprofit Community-Based Organizations: Measuring Outcomes]

Motion responding to the 2012-2013 Civil Grand Jury request to provide a status update on the Board of Supervisors' response to Recommendation No. 3 contained in the 2012-2013 Civil Grand Jury Report, entitled "Use of Nonprofit Community-Based Organizations: Measuring Outcomes." (Government Audit and Oversight Committee)

Motion No. M14-062

APPROVED

Recommendations of the Land Use and Economic Development Committee

131087 [Park Code - Rights in Permits]

Sponsor: Wiener

Ordinance amending the Park Code to distinguish rights in permits for areas and facilities open to the public and rights in permits for events closed to the public; and making environmental findings.

FINALLY PASSED

140181 [Street Encroachment - Ivy Street Fronting 401 Grove Street]

Resolution granting revocable permission to Ivy Grove Partners, LLC, to occupy a portion of the public right-of-way to install and maintain planter bulb-outs and irrigation lines on Ivy Street fronting 401 Grove Street (Block No. 0808, Lot No. 036), conditioning the permit, affirming the Planning Department's determination under the California Environmental Quality Act, and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

ADOPTED

Recommendations of the Rules Committee

140182 [Settlement of Lawsuit - Michael Yaki - City to Receive $75,000]

Ordinance authorizing settlement of the lawsuit filed by City Attorney Dennis J. Herrera against Michael Yaki for $75,000; the lawsuit was filed on December 4, 2013, in San Francisco Superior Court, Case No. CGC-13-535880; entitled Dennis J. Herrera in his official capacity as San Francisco City Attorney v. Michael Yaki; other material terms of the settlement are that Yaki will register as a lobbyist with the San Francisco Ethics Commission, file monthly lobbyist disclosures for the period of July 2012 through August 2013, and complete a lobbyist training. (City Attorney)

FINALLY PASSED

140185 [Settlement of Lawsuit - Syncora Guarantee, Inc., formerly XL Capital Assurance, Inc. - City to Receive $180,000]

Ordinance authorizing a settlement of the lawsuit filed by the City and County of San Francisco against Syncora Guarantee, Inc. (formerly known as XL Capital Assurance, Inc.) for $180,000; the lawsuit was filed on October 8, 2008, in San Francisco Superior Court, Case No. CGC-08-480708; entitled City and County of San Francisco v. AMBAC Financial Group Inc., et al.; this partial settlement applies only to claims against Syncora Guarantee; other material terms of the settlement are that Syncora will waive its claim for attorneys fees and costs and cooperate in future discovery. (City Attorney)

FINALLY PASSED

140277 [Settlement of Lawsuit - Daniel Dallabrida - $150,000]

Ordinance authorizing settlement of the lawsuit filed by Daniel Dallabrida against the City and County of San Francisco for $150,000; the lawsuit was filed on October 19, 2011, in San Francisco Superior Court, Case No. CGC 11-515117; entitled Daniel Dallabrida v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

140278 [Settlement of Lawsuit - Fletcher Ranch Road Properties, LLC - Grant of Access Easements]

Ordinance authorizing settlement of the lawsuit filed by Fletcher Ranch Road Properties, a Limited Liability Company, Robert N. Fletcher as Trustee Of The Robert N. And Patricia A. Fletcher Living Trust, Richard S. Fletcher as Trustee Of The Richard S. And Linda K. Fletcher Revocable Inter Vivos Trust, and C. Nelson Fletcher As Trustee Of The C. Nelson And Betty S. Fletcher Revocable Inter Vivos Trust against the City and County of San Francisco by granting limited access easements benefitting four parcels owned by plaintiffs; the lawsuit was filed on April 22, 2010, in Alameda County Superior Court, Case No.VG10510699; entitled Fletcher Ranch Road Properties, LLC, et al. v. City and County of San Francisco; other material terms of said settlement are that plaintiffs agree to waive all other claims of access over property owned by the City and County of San Francisco and to permanently restrict their use of the easements. (City Attorney)

FINALLY PASSED

140279 [Settlement of Lawsuit - California Coastal Protection Network - $125,000]

Ordinance authorizing settlement of the lawsuit filed by California Coastal Protection Network against the City and County of San Francisco for $125,000; the lawsuit was filed on August 9, 2011, in San Francisco County Superior Court, Case No. CGC-11-513176; entitled California Coastal Protection Network v. City and County of San Francisco; other material terms of said settlement include implementation of long-term adaptive management plan for the South Reach of Ocean Beach; and making environmental findings. (City Attorney)

FINALLY PASSED

140281 [Settlement of Lawsuit - Thomas Cooke, III - $650,000]

Ordinance authorizing settlement of the lawsuit filed by Thomas Cooke, III against the City and County of San Francisco for $650,000; the lawsuit was filed on August 31, 2011, in San Francisco Superior Court, Case No. CGC-11-515143; entitled Thomas Cooke, III, et al. v. City and County of San Francisco. (City Attorney)

FINALLY PASSED

140282 [Settlement of Lawsuit - 2342 Broadway, LLC - $37,500]

Ordinance authorizing settlement of the lawsuit filed by 2342 Broadway, LLC, against Phil Ting in his official capacity as the Assessor-Recorder of the City and County of San Francisco; the City and County of San Francisco, a California chartered city and county; and DOES 1 through 20, inclusive, in settlement of $37,500 to Twentythree Fortytwo, LLC; the lawsuit was filed on April 10, 2012, in San Francisco Superior Court, Case No. CGC 12-519888; entitled 2342 Broadway, LLC, v. Phil Ting, et al. (City Attorney)

FINALLY PASSED

The foregoing items were acted upon by the following vote:
Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener
Absent: 2 - Kim, Yee

Supervisor Kim, seconded by Supervisor Yee, moved to rescind the previous vote. The motion carred by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the Consent Agenda

Supervisor Kim requested that File No. 140155 be severed so that it may be considered separately.

140155 [Commemorative Street Name Designation - "Vicki Mar Lane" - 100 Block of Turk Street]

Sponsors: Kim; Campos, Wiener and Chiu

Resolution adding the commemorative street name "Vicki Mar Lane" to the 100 Block of Turk Street in recognition of transgender performer and activist Vicki Marlane and her lasting legacy in the Tenderloin and throughout San Francisco.

Supervisor Chiu requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Economic Development Committee

140096 [Administrative Code - Tenant Relocation Assistance Payment]

Sponsors: Campos; Kim, Avalos and Mar

Ordinance amending the Administrative Code to mitigate adverse impacts of tenant evictions to provide that when residential units are withdrawn from the rental market under the Ellis Act, each relocated tenant is entitled to the greater of the existing rent relocation payment, or the difference between the tenant's current rent and the prevailing rent for a comparable apartment in San Francisco over a two year period; and allowing a landlord, through a hearing process, to obtain a revised relocation payment obligation based on an undue financial hardship adjustment or recalculated rent differential amount.

FINALLY PASSED by the following vote:
Ayes: 7 - Avalos, Breed, Campos, Chiu, Cohen, Mar, Wiener
Noes: 2 - Farrell, Tang
Absent: 2 - Kim, Yee

Supervisor Campos, seconded by Supervisor Kim, moved to rescind the previous vote. The motion carred by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Wiener, Yee
Noes: 2 - Farrell, Tang

Supervisor Yee was noted present at 2:05 p.m.

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

140232 [Appropriation - Airport Commission - Capital Improvement Projects - $1,969,830,773 - FY2013-2014]

Sponsor: Mayor

Ordinance appropriating $1,969,830,773 of proceeds from the sale of bonds for capital improvement projects to the Airport Commission for FY2013-2014, placing $30,204,929 of the appropriation for the Plot 700 Development Project on Budget and Finance Committee reserve pending approval by the Board of Supervisors of the CEQA findings for this project, and placing the total appropriation of $1,969,830,773 on Controller's Reserve pending sale of the bonds. (Fiscal Impact)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

140318 [Public Works Code - Waiver of Temporary Street Space Occupancy Permit Fee for Small Business Week Sidewalk Sales]

Sponsors: Tang; Mar

Ordinance waiving the fee required by Public Works Code, Section 724.1(b), for temporary street space occupancy permits on certain designated City streets on Saturday, May 10, 2014, Saturday, May 17, 2014, and Saturday, June 21, 2014, as part of Small Business Week Sidewalk Sales.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

140222 [Finding of Fiscal Feasibility - Plot 700 Development Project - San Francisco International Airport]

Resolution finding the proposed Plot 700 Development Project at San Francisco International Airport fiscally feasible pursuant to Administrative Code, Chapter 29. (Airport Commission) (Fiscal Impact)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

140237 [Bond Issuance - Airport Capital Plan Bonds - $1,969,830,773]

Sponsor: Mayor

Resolution approving the issuance of up to $1,969,830,773 aggregate principal amount of Airport Commission Capital Plan Bonds; and approving certain related matters.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

140285 [Accept and Expend Grant - 2013 Port Security Grant Program - All-Hazards Training Series and Exercise, and High-Security Fencing - $698,625]

Sponsor: Mayor

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $698,625 from the Department of Homeland Security's 2013 Port Security Grant Program, including $186,750 for an All-Hazards Training Series and Exercise, and $511,875 for High-Security Fencing, for the period of June 1, 2014, through May 31, 2015.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

140308 [Home Detention Electronic Monitoring Program Rules and Regulations and Program Administrator's Evidence of Financial Responsibility]

Resolution approving the Sheriff Department's home detention and electronic monitoring program rules and regulations and approving evidence of financial responsibility demonstrated by program administrator, Leaders in Community Alternatives. (Sheriff)

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Recommendations of the Land Use and Economic Development Committee

131146 [Subdivision Code - Condominium Conversion Fee Appeals and Fee Deferral]

Sponsor: Breed

Ordinance amending the Subdivision Code to authorize the Clerk of the Board of Supervisors to reject appeals of the condominium conversion fee when the appeal does not challenge the relationship or nexus between the impact of development and the amount of the fee charged, to modify the fee deferral process administered by the Department of Public Works, to allow conversions to proceed with a gap in ownership occupancy due to foreclosure, and affirming the Planning Department's California Environmental Quality Act determination.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim was noted present at 2:07 p.m.

140312 [Planning, Building Codes - Small Business Month Fee Waiver]

Sponsor: Tang

Ordinance waiving fees in the Planning and Building Codes for certain façade improvements during the month of May every year; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

There were none.

COMMITTEE REPORTS

Recommendation of the Land Use and Economic Development Committee

140384 [Exempting Certain Locations from Police Code Provisions Regulating Arcades]
Sponsors: Breed; Wiener

Resolution exempting ground floor commercial uses from Police Code, Section 1036.31(a)-(b), which allows up to 10 individual arcade devices at each commercial location, on parcels zoned Upper Market Neighborhood Commercial Transit District and at 1767 Waller Street.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns relating to homelessness.
Keith Dennis; expressed various concerns relating to cannibis, caregivers, low income population, and associated costs.
Peter Warfield (Library User's Association); expressed support for proposed latino district and various concerns relating to murals and the SF Public Library.
Male Speaker; expressed various religious concerns.
Walter Paulson; shared in song certain concerns with the Board.
Deborah Hardy; expressed concerns relating to mental health and hospitals.
Ace Washington; expressed various concerns.
Neil Maller; spoke relating to San Francisco/Oakland Bay Bridge declaration.
Christopher Dahl; spoke expressing various remarks relating to his autobiography and carbon free energy.
Michael Petrelis; expressed various concerns relating to SF Public Library and public restrooms.
Thomas Gilberty; expressed various religious concerns.
Male Speaker; expressed concerns relating to new housing developments and affordable housing.
Eric Arguella; spoke in support of proposed latino district.
Male Speaker; expressed various concerns relating to open land and google buses.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140385 [Approval of a 90-Day Extension for Planning Commission Review of an Ordinance (File No. 131120) Establishing the Broadway Alcohol Restricted Use District]

Sponsor: Chiu

Resolution extending by 90-days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 131120) amending the Planning Code, by adding a new Section 789, to establish the Broadway Alcohol Restricted Use District on parcels with street frontage on Broadway, between Columbus Avenue and Montgomery Street; amending the Zoning Map, Sheet SU-02, to designate the Broadway Alcohol Restricted Use District; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED

140363 [Final Map 7439 - 240 and 252-260 5th Street]

Motion approving Final Map 7439, a four lot merger and 182 residential unit and three commercial unit, mixed-use Condominium Project, located at 240 and 252-260 5th Street being a subdivision of Assessor's Block No. 3732, Lot Nos. 008 and 150, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-063

APPROVED

140364 [Final Map 7465 - 1515-15th Street]

Motion approving Final Map 7465, a 40 residential unit and five commercial unit, mixed-use Condominium Project, located at 1515-15th Street being a subdivision of Assessor's Block No. 3553, Lot No. 054, and adopting findings pursuant to the General Plan, and City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-064

APPROVED

140386 [Committee of the Whole - Release of Reserve - Homeless Outreach Services - FY2013-2014 - $1,387,500]

Sponsor: Farrell

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on Tuesday, April 29, 2014, at 3:00 p.m., to consider the release of funds placed on reserve by Ordinance No. 42-14 (File No. 140121) in the amount of $1,387,500 for Homeless Outreach Services in FY2013-2014.

Motion No. M14-065

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

140368 [Settlement of Lawsuit - Jacqueline Ortega - $221,175]

Ordinance authorizing settlement of the lawsuit filed by Jacqueline Ortega against the City and County of San Francisco for $221,175; the lawsuit was filed on November 15, 2012, San Francisco Superior Court, Case No. CGC-12-526188; entitled Jacqueline Ortega, et al. v. City and County of San Francisco, et al. (City Attorney)

04/07/14; RECEIVED FROM DEPARTMENT.

04/22/14; RECEIVED AND ASSIGNED to Rules Committee.

140369 [Settlement of Lawsuit - Patricia MacDonald - $125,000]

Ordinance authorizing settlement of the lawsuit filed by Patricia MacDonald against the City and County of San Francisco for $125,000; the lawsuit was filed on July 16, 2010, in San Francisco Superior Court, Case No. CGC-10-501646; entitled Patricia MacDonald v. City and County of San Francisco, et al.

04/07/14; RECEIVED FROM DEPARTMENT.

04/22/14; RECEIVED AND ASSIGNED to Rules Committee.

140370 [Settlement of Lawsuit - Iva Johnson - $105,000]

Ordinance authorizing settlement of the lawsuit filed by Iva Johnson against the City and County of San Francisco for $105,000; the lawsuit was filed on May 2, 2012, in San Francisco Superior Court, Case No. CGC-12-520470; entitled Iva Johnson v. City and County of San Francisco.

04/07/14; RECEIVED FROM DEPARTMENT.

04/22/14; RECEIVED AND ASSIGNED to Rules Committee.

140371 [Settlement of Lawsuit - Contest Promotions, LLC - City to Receive $375,000]

Ordinance authorizing settlement of the lawsuit filed by Contest Promotions, LLC, against the City and County of San Francisco for $375,000; the lawsuit was filed on September 22, 2009, in the United States District Court for the Northern District of California, Case No. CV-09-4434 SI (MEJ); entitled Contest Promotions, LLC, v. City of San Francisco, et al.; other material terms of said settlement include resolution of Notices of Violation for unpermitted general advertising signs. (City Attorney)

04/10/14; RECEIVED FROM DEPARTMENT.

04/22/14; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

140372 [Settlement of Claim - Public Communications Services, Inc. and Global Tel*Link Corporation - City to Receive $1,079,116]

Resolution approving the settlement of the unlitigated claim by City and County of San Francisco against Public Communications Services, Inc., and Global Tel*Link Corporation for $1,079,116. (City Attorney)

04/07/14; RECEIVED FROM DEPARTMENT.

04/22/14; RECEIVED AND ASSIGNED to Rules Committee.

140373 [Settlement of Claim - Junelle Johannah Estacio Taguas - $30,000]

Resolution approving the settlement of the unlitigated claim filed by Junelle Johannah Estacio Taguas against the City and County of San Francisco for $30,000; claim was filed on December 9, 2013. (City Attorney)

04/07/14; RECEIVED FROM DEPARTMENT.

04/22/14; RECEIVED AND ASSIGNED to Rules Committee.

140374 [Lease Agreement - Federal Express Corporation - Airport Building 900 - $6,817,955]

Resolution approving and authorizing the execution of a Lease Agreement for Cargo Building 900 and related areas on Plot 50 No. L14-0054 between Federal Express Corporation and the City and County of San Francisco, acting by and through its Airport Commission, for a minimum rent of $6,817,955 for a term of five years commencing upon the first day of the month following full City approval but no earlier than July 1, 2014, with one option to extend the term for an additional five years. (Airport Commission)

04/08/14; RECEIVED FROM DEPARTMENT.

04/22/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140375 [Tolling and Standstill Agreement - Yosemite Slough Environmental Claims]

Resolution approving a Tolling and Standstill Agreement to toll the statute of limitations and forbear the City and other parties that are potentially responsible for environmental contamination at Yosemite Slough from taking action with respect to claims related to costs or expenses arising from the Yosemite Slough Superfund Site. (City Attorney)

04/10/14; RECEIVED FROM DEPARTMENT.

04/22/14; RECEIVED AND ASSIGNED to Rules Committee.

140376 [Airport Professional Services Agreement - Curbside Management Program - Not to Exceed - $19,861,000]

Resolution approving Amendment No. 2 to Professional Services Agreement, Airport Contract 8994, to manage and staff the Curbside Management Program between FSP PPM Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed $19,861,000, pursuant to San Francisco Charter, Section 9.118(b), for a term commencing July 1, 2014, through June 30, 2015.

04/11/14; RECEIVED FROM DEPARTMENT.

04/22/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:33 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, April 29, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

MAY - 2 2014

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DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:04 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of March 25, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Land Use and Economic Development Committee

140312 [Planning, Building Codes - Small Business Month Fee Waiver]

Sponsor: Tang

Ordinance waiving fees in the Planning and Building Codes for certain façade improvements during the month of May every year; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

Recommendations of the Rules Committee

140304 [Appointment, Pedestrian Safety Advisory Committee - Todd Henry]
Motion appointing Todd Henry, term ending March 28, 2016, to the Pedestrian Safety Advisory Committee. (Rules Committee)

Motion No. M14-066

APPROVED

140360 [Appointments, In-Home Supportive Services Public Authority - Mike Boyd and Melvin Beetle]
Motion appointing Melvin Beetle, term ending March 1, 2016, and Mike Boyd, term ending March 1, 2017, to the In-Home Supportive Services Public Authority. (Rules Committee)

Motion No. M14-067

APPROVED

140361 [Appointments, Commission on Aging Advisory Council - Diane Lawrence and Ken Prag]
Motion appointing Diane Lawrence and Ken Prag, terms ending March 31, 2016, to the Commission on the Aging Advisory Council. (Rules Committee)

Motion No. M14-068

APPROVED

140362 [Appointment, Shelter Monitoring Committee - Michael Kirkland]
Motion appointing Michael Kirkland, term ending November 23, 2014, to the Shelter Monitoring Committee. (Rules Committee)

Motion No. M14-069

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Sub-Committee

140232 [Appropriation - Airport Commission - Capital Improvement Projects - $1,969,830,773 - FY2013-2014]

Sponsor: Mayor

Ordinance appropriating $1,969,830,773 of proceeds from the sale of bonds for capital improvement projects to the Airport Commission for FY2013-2014, placing $30,204,929 of the appropriation for the Plot 700 Development Project on Budget and Finance Committee reserve pending approval by the Board of Supervisors of the CEQA findings for this project, and placing the total appropriation of $1,969,830,773 on Controller's Reserve pending sale of the bonds. (Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140318 [Public Works Code - Waiver of Temporary Street Space Occupancy Permit Fee for Small Business Week Sidewalk Sales]

Sponsors: Tang; Mar

Ordinance waiving the fee required by Public Works Code, Section 724.1(b), for temporary street space occupancy permits on certain designated City streets on Saturday, May 10, 2014, Saturday, May 17, 2014, and Saturday, June 21, 2014, as part of Small Business Week Sidewalk Sales.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Economic Development Committee

131146 [Subdivision Code - Condominium Conversion Fee Appeals and Fee Deferral]

Sponsor: Breed

Ordinance amending the Subdivision Code to authorize the Clerk of the Board of Supervisors to reject appeals of the condominium conversion fee when the appeal does not challenge the relationship or nexus between the impact of development and the amount of the fee charged, to modify the fee deferral process administered by the Department of Public Works, to allow conversions to proceed with a gap in ownership occupancy due to foreclosure, and affirming the Planning Department's California Environmental Quality Act determination.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

140377 [Appropriation and De-Appropriation - Surplus Expenditures of $1,712,732 Supporting Increased Overtime Expenditures - FY2013-2014]

Sponsor: Mayor

Ordinance appropriating $1,712,732 to overtime and de-appropriating $1,712,732 consisting of $1,322,877 in salaries and $389,855 in fringe benefits in the Fire Department's Operating Budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.

(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140378 [Appropriation and De-Appropriation - Surplus Expenditures of $115,883 Supporting Increased Overtime Expenditures - FY2013-2014]

Sponsor: Mayor

Ordinance appropriating $115,883 to overtime and de-appropriating $115,883 in food expenses in the Sheriff Department's Operating Budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Budget and Finance Sub-Committee

140234 [Appropriation - Human Services Agency - Increased Revenues and Expenditures - $31,391,392 - FY2013-2014]

Sponsors: Mayor; Farrell

Ordinance appropriating $31,391,392 of In-Home Supportive Services, CalWORKs, and other State and Federal revenue to the Human Services Agency in order to support In-Home Supportive Services, CalWORKs, and other program expenditures in FY2013-2014.

(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140288 [Lease of Real Property - North Beach Retail Associates, LLC - 2449 and 2450 Taylor Street - Initial Annual Rate $7,920]

Sponsor: Chiu

Resolution retroactively approving a lease between North Beach Retail Associates, LLC, as landlord, and the City and County of San Francisco, acting by and through the San Francisco Municipal Transportation Agency (SFMTA), as tenant, for certain premises at 2449 and 2450 Taylor Street, for a ten-year term to commence retroactively on January 1, 2014, through December 31, 2023, with a ten-year option at an initial annual lease rate of $7,920 with annual increases, for use as a SFMTA ticket sales room, restroom, and break room for Muni operators and other authorized Muni and City personnel.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140310 [Finding of Fiscal Feasibility - Hall of Justice Jail Replacement]

Resolution finding the proposed Hall of Justice Jail Replacement Project is fiscally feasible pursuant to Administrative Code, Chapter 29. (Public Works Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 8 - Avalos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Noes: 3 - Breed, Campos, Kim

140342 [Revenue Bonds - Port Commission - Capital Improvements - Up to $30,000,000]

Sponsor: Chiu

Resolution authorizing the issuance of up to $30,000,000 aggregate principal amount of Port Revenue Bonds for the purpose of financing or refinancing certain capital improvements related to the Port; approving the forms of documents relating thereto; approving maximum interest thereon; approving the issuance of Tax-Exempt Bonds (as defined herein) in accordance with Internal Revenue Code, Section 147(f), following a public hearing with the Director of Public Finance; and related matters.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

140097 [Planning Code - Medical Cannabis Dispensaries - Ocean Avenue Neighborhood Commercial Transit District]

Sponsor: Yee

Ordinance amending the Planning Code to require that, in the Ocean Avenue Neighborhood Commercial Transit District, a Medical Cannabis Dispensary (MCD) may be allowed within 500 feet of another MCD as a conditional use, provided that no other Citywide regulation governing the proximity of MCDs to each other becomes law; affirming the Planning Department's California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140411 [Accept and Expend Grant - Nob Hill Foundation - $350,000]

Sponsor: Chiu

Resolution authorizing the Recreation and Park Department to accept and expend a grant, of up to $350,000 from the Nob Hill Foundation, for the design and construction of a renovated playground in Huntington Park, for a three-year term, to commence upon Board approval.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Neighborhood Services and Safety Committee

130390 [Liquor License - 300 Kearny Street]

Resolution determining that the issuance of a Type 21 off-sale general license to Mouhannad Mannaa and Jim Saxton for Financial District Fine Wine, Inc., located at 300 Kearny Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4. (Neighborhood Services and Safety Committee)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

140336 [Reappointment, Police Commission - Joseph Marshall]

Sponsor: Mayor

Motion confirming the Mayor's nomination of, and reappointing, Joseph Marshall, for a term ending April 30, 2018, to the Police Commission.

Motion No. M14-070

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140337 [Reappointment, Municipal Transportation Agency Board of Directors - Cheryl Brinkman]

Sponsor: Mayor

Motion confirming the Mayor's reappointment of Cheryl Brinkman, for a term ending March 1, 2018, to the Municipal Transportation Agency Board of Directors.

Motion No. M14-071

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140359 [Appointment, Police Commission - Victor Hwang]
Motion appointing Angela Chan, term ending April 30, 2018, to the Police Commission. (Rules Committee)

Supervisor Tang, seconded by Supervisor Kim, moved to strike 'Angela Chan' and AMEND by adding 'Victor Hwang'. The motion carried by the following vote:

Ayes: 7 - Breed, Chiu, Cohen, Farrell, Kim, Tang, Wiener
Noes: 4 - Avalos, Campos, Mar, Yee

Motion appointing Victor Hwang, term ending April 30, 2018, to the Police Commission. (Rules Committee)

Motion No. M14-072

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Mar, seconded by Supervisor Yee, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar introduced, welcomed, and presented a Certificates of Honor to Hansen Yee, Adair Jian Quan Huang, Yones Mana, Jamie Tran, Pedro Raymundo, Frances Hill, Jenny Lee, and the staff of the Washington Positive Peer Pressure Group in recognition of their accomplishments and continued community support.

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140390 [Hearing - Homeless Outreach Services - FY2013-2014 - $1,387,500]
Hearing to consider the release of funds placed on reserve by Ordinance No. 42-14 (File No. 140121) in the amount of $1,387,500 for Homeless Outreach Services in FY2013-2014. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the proposed continuance. Ray Hartz (San Francisco Open Government); spoke in support of the proposed continuance and in opposition to the appropriation. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

Supervisor Farrell, seconded by Supervisor Cohen, moved that this Hearing be CONTINUED to May 6, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Committee of the Whole Adjourn and Report

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140392 [Hearing - Nonprofit Rent Stabilization Program - FY2013-2014 - $4,515,000]
Hearing to consider the release of funds placed on reserve by Ordinance No. 33-14 (File No. 140008) in the amount of $4,515,000 for Nonprofit Rent Stabilization services in FY2013-2014. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the proposed continuance. Ray Hartz (San Francisco Open Government); spoke in support of the proposed continuance and in opposition to the appropriation. Anthony Williams (Meredian Gallery); Male Speaker; Danny Benitiz; Dr. Howard Whitehouse; spoke in support of the appropriation. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

Supervisor Kim, seconded by Supervisor Mar, moved that this Hearing be CONTINUED to May 13, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Committee of the Whole Adjourn and Report

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

David Pilpel; expressed concerns relating to late night transportation and records retention schedule.
Keith Dennis (NAACP); expressed concerns relating to divesting of Fillmore.
Ace Washington; expressed various concerns.
Emil Lawrence; expressed concerns relating to taxi businesses and ride sharing programs.
Christopher Dahl; spoke expressing various remarks relating to his autobiography and pedestrian safety.
Vicky Hoover (Wilderness 50); spoke in support of the Wilderness Act.
John DiDonna; shared in poem certain concerns with the Board.
Mark Cooper (United Taxi Cabs); expressed concerns relating to late night transportation.
Walter Paulson; shared in song certain concerns with the Board relating to taxis and budgets.
Male Speaker; expressed concerns relating to public housing and homelessness.
Thomas Gilberty; spoke relating to team work, tax breaks, and housing developments.
Margaret Bracken; spoke in support for proposed legislation on children's fund.
Jose Medina; spoke in support for proposed legislation on children's fund.
Chelsea Boilard (Coleman Advocates); spoke in support for proposed legislation on children's fund.
Ray Hartz (San Francisco Open Government); expressed various concerns relating to constitutional rights and the laws regarding political free speech. (See additional information submitted on Page 15.).

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140427 [Public Works Week - April 28-May 2, 2014]

Sponsors: Breed; Mar

Resolution commending the men and women of the Department of Public Works and declaring April 28-May 2, 2014, as Public Works Week in the City and County of San Francisco.

Supervisor Mar requested to be added as a co-sponsor.

ADOPTED

140428 [Commemorating the 50th Anniversary of the Wilderness Act]

Sponsors: Campos; Avalos and Mar

Resolution commemorating the 50th Anniversary of the Wilderness Act.

Supervisor Mar requested to be added as a co-sponsor.

ADOPTED

140429 [Breathe California Day - April 29, 2014]

Sponsor: Mar

Resolution commending Breathe California on the occasion of its 24th Annual Clean Air Awards and declaring April 29, 2014, as Breathe California Day in the City and County of San Francisco.

ADOPTED

140330 [Committee of the Whole - Report of Assessment Costs for Blighted Properties]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 13, 2014, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

Motion No. M14-073

APPROVED

140412 [Final Map 7639A - Octavia Street/Central Freeway]

Motion approving Final Map 7639A, a subdivision of portions of the former Central Freeway resulting in 12 lots, and being a subdivision of Assessor's Blocks/Lots: AB 0817/33 & 68, AB 0831/23-24, AB 0832/25-26, AB 0838/34-35, AB 0839/29, AB 0853/21-22, AB 0855/51-52, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-074

APPROVED

140424 [Committee of the Whole - Consent to Provisions in Mission Bay South Agreements Related to Affordable Housing]

Sponsor: Kim

Motion scheduling the Board of Supervisors, acting in its capacity as the legislative body of the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco, on May 6, 2014, at 3:00 p.m., to hold a public hearing to consent to provisions in Mission Bay South agreements as they relate to affordable housing obligations that would effectuate the transfer of Assessor Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

Motion No. M14-075

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Wiener requested that File No. 140430 be severed so that it may be considered separately.

140430 [Urging the Creation of a Late Night Transportation Working Group]

Sponsors: Wiener; Mar and Chiu

Resolution urging the Entertainment Commission and the Office of Economic and Workforce Development to convene and co-chair a Late Night Transportation Working Group, with the express purpose of creating a Late Night Integrated Transportation Plan to improve late night transportation options for San Francisco residents, workers, and visitors.

Supervisors Mar and Chiu requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Chiu requested that File No. 140391 be severed so that it may be considered separately.

140391 [Committee of the Whole - Release of Reserve - Nonprofit Rent Stabilization Program - FY2013-2014 - $4,515,000]

Sponsors: Chiu; Kim, Avalos, Mar and Campos

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on Tuesday, April 29, 2014, at 3:00 p.m., to consider the release of funds placed on reserve by Ordinance No. 33-14 (File No. 140008) in the amount of $4,515,000 for Nonprofit Rent Stabilization services in FY2013-2014.

Supervisor Campos, seconded by Supervisor Farrell, moved that this Motion be AMENDED to change 'April 29, 2014' to 'May 13, 2014'. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Motion No. M14-076

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Chiu requested that File No. 140431 be severed so that it may be considered separately.

140431 [Records Retention and Destruction Schedule]

Motion approving the Board of Supervisors revised Records Retention Schedule and Records Retention and Destruction Policy and authorizing the Clerk of the Board to adjust the schedule to increase retention periods and requiring Board approval for additions and/or reduction in retention periods. (Clerk of the Board)

Motion No. M14-077

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were none.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

140402 [Settlement of Lawsuit - Jon Gatto - $26,000]

Ordinance authorizing settlement of the lawsuit filed by Jon Gatto against the City and County of San Francisco for $26,000; the lawsuit was filed on December 10, 2012, in San Francisco Superior Court, Case No. CGC-12-518200; entitled Jon Gatto v. City and County of San Francisco. (City Attorney)

04/18/14; RECEIVED FROM DEPARTMENT.

04/29/14; ASSIGNED to Rules Committee.

140403 [Settlement of Lawsuit - Jameson Ashley - $150,000]

Ordinance authorizing settlement of the lawsuit filed by Jameson Ashley against the City and County of San Francisco for $150,000; the lawsuit was filed on January 26, 2012, in the United States District Court for the Northern District of California, Case No. C-12-0045-JST; entitled Jameson Ashley v. City and County of San Francisco, et al. (City Attorney)

04/18/14; RECEIVED FROM DEPARTMENT.

04/29/14; ASSIGNED to Rules Committee.

140404 [Settlement of Lawsuit - Stantec Consulting Services Inc. - City to Receive $15,285,000]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Stantec Consulting Services Inc., and Stantec Architecture Inc., for $15,285,000; the lawsuit was filed on December 12, 2011, in Alameda County Superior Court, Case No. RG13679711; entitled City and County of San Francisco v. Stantec Consulting Services Inc., et al. (City Attorney)

04/18/14; RECEIVED FROM DEPARTMENT.

04/29/14; RECEIVED AND ASSIGNED to Rules Committee.

140405 [Settlement of Lawsuit - Chris Escher - $40,000]

Ordinance authorizing settlement of the lawsuit filed by Chris Escher against the City and County of San Francisco for $40,000; the lawsuit was filed on August 14, 2012, in San Francisco Superior Court, Case No. CGC-12-523236; entitled Chris Escher v. City and County of San Francisco, et al. (City Attorney)

04/18/14; RECEIVED FROM DEPARTMENT.

04/29/14; RECEIVED AND ASSIGNED to Rules Committee.

140406 [Settlement of Lawsuit - LaVaughan Butler-Moore - $43,000]

Ordinance authorizing settlement of the lawsuit filed by LaVaughan Butler-Moore against the City and County of San Francisco for $43,000; the lawsuit was filed on April 2, 2009, in San Francisco Superior Court, Case No. CGC-09-486869; entitled LaVaughan Butler-Moore v. City and County of San Francisco, et al. (City Attorney)

04/18/14; RECEIVED FROM DEPARTMENT.

04/29/14; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

140093 [Contract Amendment and Property Use License - San Francisco AutoReturn Towing]

Resolution approving the first amendment to the amended and restated Towing Agreement and Property Use License for towing, storage and disposal of abandoned and illegally parked vehicles, between the San Francisco Municipal Transportation Agency and TEGSCO, LLC, dba San Francisco AutoReturn, for a period to commence upon Board approval through July 31, 2015. (Municipal Transportation Agency)

02/03/14; RECEIVED FROM DEPARTMENT.

02/11/14; RECEIVED AND ASSIGNED to Budget and Finance Committee.

04/21/14; RECEIVED FROM DEPARTMENT.

04/29/14; SUBSTITUTED AND ASSIGNED to Budget and Finance Sub-Committee.

140407 [Settlement of Claim - Barbara Kay Hamblin - $250,000]

Resolution approving the settlement of the unlitigated claim filed by Barbara Kay Hamblin against the City and County of San Francisco for $250,000; claim was filed on June 5, 2013. (City Attorney)

04/18/14; RECEIVED FROM DEPARTMENT.

04/29/14; RECEIVED AND ASSIGNED to Rules Committee.

140408 [Emergency Contract - Amending Resolution No. 265-13 - Repair Public Utilities Commission Southeast Water Pollution Control Plant Digesters]

Resolution amending Resolution No. 265-13 to revise the scope of work for an emergency contract from six to five digesters at the Southeast Water Pollution Control Plant, and increase the contract not-to-exceed amount to $14,535,427. (Public Utilities Commission)

04/21/14; RECEIVED FROM DEPARTMENT.

04/29/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140409 [Contract Approval - Procurement of a Type II Fireboat - $11,637,660]

Resolution approving the award of a contract for Procurement of a Type II Fireboat to Vigor Fab, Inc. (US Fab, Inc.), in an amount not-to-exceed $11,637,660 pursuant to San Francisco Charter, Section 9.118(b), for the term ending December 31, 2015. (Office of Contract Administration)

04/21/14; RECEIVED FROM DEPARTMENT.

04/29/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140410 [Agreement - Use of Fast Pass on BART]

Resolution approving the Special Transit Fare (Fast Pass®) Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District, with a term of July 1, 2014, through June 30, 2020. (Municipal Transportation Agency)

04/21/14; RECEIVED FROM DEPARTMENT.

04/29/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:56 p.m.

ADDENDUM

The following information is provided by speaker(s), pursuant to Administrative Code, Section 67.16. The content is neither generated by, nor subject to approval or verification of accuracy by, the Clerk of the Board or the Board of Supervisors.

Ray Hartz submitted the following additional information during Public Comment as follows: Members of the BOS Edmund Burke said: "The Only Thing Necessary for the Triumph of Evil is that Good Men Do Nothing." Over the last several years the members of this BOS have remained silent while your Pres. David Chiu has engaged in a systematic effort to undermined democracy in the City of San Francisco. I believe some of you are good people afraid to act and others are complicit in the effort to silence public participation especially comment. I believe David Chiu is truly evil! I base this on the fact that he is an attorney who is fully aware of all the laws regarding constitutionally protected political free speech. And yet, he chose to utter the following: "I don't think we will allow public comment for the next speaker."' I will be here each week to layout a long, sordid story of the evil that is David Chiu.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

GOVERNMENT
DOCUMENTS DEPT

MAY 16 2014

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Tuesday, May 13, 2014 - 2:00 PM

**Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689**

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:06 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Farrell, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of April 8, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, in consultation with Jon Givner, Deputy City Attorney, communicated that pursuant to the withdrawal received from Appellants on April 30, 2014, following official noticing, Item Nos. 23-26 (File Nos. 140397-140400) are hereby TABLED BY OPERATION OF LAW. No action will be taken on these matters. There were no further communications.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

140494 [Formal Policy Discussions - May 13, 2014]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisor representing District 1. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Mayor Lee, San Francisco is now the city with the fastest-growing gap between rich and poor. Yet, we have not raised our minimum wage in a decade. Washington, D.C., Seattle, and Oakland, among other cities, have recently moved to raise their minimum wage. I was involved in the battle to increase our minimum wage ten years ago and remain involved in this issue now.
Some labor groups in the City have proposed to increase the city's minimum wage to $15 an hour. I applaud this bold increase as it represents a significant enough jump to make a real difference in working peoples' lives. At the same time, I am sensitive to the concerns of small business owners and non-profits who worry about their ability to cover additional salary costs and the impact that increasing the wages of those at the bottom will have on their salary scales.
Can you share what level you are currently considering increasing the minimum wage to and how you plan on mitigating impacts on small businesses and non-profits? (Supervisor Mar, District 1)

Mayor Edwin Lee addressed the Board of Supervisors and discussed the above referenced question. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendations of the Budget and Finance Sub-Committee

140233 [Public Employment - Amendment to the Annual Salary Ordinance for the Human Services Agency - FYs 2013-2014 and 2014-2015]

Sponsors: Mayor; Farrell

Ordinance amending Ordinance No. 160-13 (Annual Salary Ordinance FYs 2013-2014 and 2014-2015) to reflect the addition of 53 new positions (8.85 FTEs in FY2013-14) at the Human Services Agency for implementation of additional work associated with increased State and Federal funding.
(Fiscal Impact)

FINALLY PASSED

140339 [Accept and Expend Grant - Encouraging Innovation: Field-Initiated Programs, Bureau of Justice Assistance - Amendment to the Annual Salary Ordinance - $395,231]

Sponsor: Kim

Ordinance retroactively authorizing the San Francisco Public Defender's Office (PDR) to accept and expend a grant in the amount of $395,231 from the Department of Justice, Office of Justice Programs, Bureau of Justice Assistance to create the first local and nationally applicable checklist system to better guide attorneys through key moments in cases, ensuring competent representation and avoiding costly errors; and amending Ordinance No. 160-13 (Annual Salary Ordinance, FY2013-2014) to reflect the addition of one Class 8173 Legal Assistant grant-funded position (0.50 FTE) at the PDR for the period of October 1, 2013, through September 30, 2016.

FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

131205 [Planning Code - Production, Distribution, and Repair Zoning]

Sponsors: Mayor; Cohen, Campos, Chiu, Wiener and Mar

Ordinance amending the Planning Code to address various revisions to Production, Distribution, and Repair Zoning (PDR), integrated PDR, and small enterprise workplace zoning controls to facilitate the establishment of such uses; amending the Administrative Code to delete requirements concerning reporting on integrated PDR; affirming the Planning Department's California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Mar requested to be added as a co-sponsor.

FINALLY PASSED

Recommendations of the Rules Committee

140435 [Appointment, Bicycle Advisory Committee - Amar Puri]

Motion appointing Amar Puri, term ending November 19, 2014, to the Bicycle Advisory Committee. (Rules Committee)

Motion No. M14-080

APPROVED

140436 [Appointment, Graffiti Advisory Board - Jana Lord]

Motion appointing Jana Lord (residency requirement waived), term ending April 10, 2015, to the Graffiti Advisory Board. (Rules Committee)

Motion No. M14-081

APPROVED

140437 [Appointment, SRO Task Force - Bruce Burge]

Motion appointing Bruce Burge (residency requirement waived), term ending December 31, 2015, to the SRO Task Force. (Rules Committee)

Motion No. M14-082

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

140379 [Appropriation and De-Appropriation - Surplus Expenditures of $420,993 Supporting Increased Overtime Expenditures - FY2013-2014]

Sponsor: Mayor

Ordinance appropriating $420,993 to overtime and de-appropriating $420,993 consisting of $219,359 in salaries and $201,634 in contingency savings plan in the Department of Emergency Management's Operating Budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11 in FY2013-2014.
(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Government Audit and Oversight Committee

140261 [Park, Police, Public Works Codes - Graffiti Prevention and Abatement]

Sponsors: Breed; Farrell, Wiener, Tang, Chiu and Campos

Ordinance amending the Police Code to ban convicted graffiti offenders from bringing graffiti and etching tools, etching cream, and slap tags into parks or on Municipal Transportation Agency vehicles; amending the Park Code to ban possession of graffiti and etching tools, etching cream, and slap tags in parks; amending the Public Works Code to extend the administrative process and potential administrative remedies to graffiti offenses committed on public property; amending the Public Works Code to permit the City to pursue civil remedies, including injunctive relief, civil penalties, attorney's fees, and repayment of abatement costs, against graffiti offenders; and making uncodified findings.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

140380 [Accept and Expend Grant - Small Business Development Center Program - Amendment to the Annual Salary Ordinance - $150,000]

Sponsor: Mayor

Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of $150,000 from the Humboldt State University Sponsored Programs Foundation to host the San Francisco Small Business Development Center for the period of February 1, 2014, through December 31, 2014; and amending Ordinance No. 160-13 (Annual Salary Ordinance, FY2013-14 and FY2014-2015) to reflect addition of one (1) Class 9775 Senior Community Development Specialist II grant-funded position (0.17 FTE) in the Office of Economic and Workforce Development.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131156 [Accept and Expend Grant - Creeks to Peaks Connector Trails Project - $130,679]

Sponsor: Wiener

Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant of $130,679, for the period of July 1, 2013, through June 30, 2033, from the California Department of Parks and Recreation's Habitat Conservation Fund to support the development of the Creeks to Peaks Connector Trails Project in Twin Peaks and Glen Canyon Park.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140093 [Contract Amendment and Property Use License - TEGSCO, LLC - San Francisco AutoReturn Towing]

Resolution approving the first amendment to the amended and restated Towing Agreement and Property Use License for towing, storage and disposal of abandoned and illegally parked vehicles, between the San Francisco Municipal Transportation Agency and TEGSCO, LLC, dba San Francisco AutoReturn, which shall be effective retroactive to May 1, 2013, and through July 31, 2015. (Municipal Transportation Agency)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140249 [Real Property Lease Renewal - Ruth Mellinger - 70 Oak Grove Street - $37,208.33 Monthly]

Resolution authorizing the exercise of an option to extend the lease of 10,000 sq. ft. at 70 Oak Grove with Ruth Mellinger, for five years for use by the Sheriff's Department at $37,208.33 monthly for the period of May 31, 2014 through May 30, 2019. (Real Estate Department)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140286 [Accept and Expend Grant - Department of Adult Probation - Probation Specialized Supervision Program - $100,000]

Sponsor: Mayor

Resolution retroactively authorizing the Department of Adult Probation to accept and expend a grant in the amount of $100,000 from the California Emergency Management Agency for Probation Specialized Supervision Program federally funded through the Violence Against Women Act for the period of October 1, 2013, through September 30, 2014.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140309 [Real Property Lease Amendment - Autodesk, Inc. - Pier 9]

Resolution approving the Port Commission's Third Amendment to Lease No. L-15169 with Autodesk, Inc., a Delaware corporation, for the lease of unimproved shed space at Pier 9 in the Northern Waterfront with a 111 month term, to commence upon Board approval through January 15, 2023. (Port)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140374 [Lease Agreement - Federal Express Corporation - Airport Building 900 - Minimum Rent of $6,817,955]

Resolution approving and authorizing the execution of a Lease Agreement for Cargo Building 900 and related areas on Plot 50 No. L14-0054 between Federal Express Corporation and the City and County of San Francisco, acting by and through its Airport Commission, for a minimum rent of $6,817,955 for a term of five years commencing upon the first day of the month following full City approval but no earlier than July 1, 2014, with one option to extend the term for an additional five years. (Airport Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140410 [Agreement - Use of Fast Pass on BART]

Resolution approving the Special Transit Fare (Fast Pass®) Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District, with a term of July 1, 2014, through June 30, 2020, and a not to exceed amount of $74,821,040. (Municipal Transportation Agency)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140448 [Transfer Agreement, Option to Ground Lease, and Ground Lease in the amount of $4,558,269, $0 and $1, respectively - 1500 Page Street LLC and Mercy Housing California 57 - 1500 Page Street]

Sponsor: Breed

Resolution authorizing the execution and performance of a Transfer Agreement in the amount of $4,558,269 which expires on June 30, 2014 between the City and County of San Francisco and 1500 Page Street, LLC, a California limited liability company, for the transfer of real property and improvements located at 1500 Page Street, San Francisco, for the development of 16 units of affordable housing for persons with developmental disabilities and one manager's unit; authorizing the execution and performance of an Option to Ground Lease in the amount of $0 which expires on June 30, 2015 and a Ground Lease in the amount of $1 annual base rent for so long as HUD is senior lender and 10% of fair market value at all times thereafter bearing a 75 year term and one 24 year extension between the City and County of San Francisco and Mercy Housing California 57, a California limited partnership; adopting findings under the California Environmental Quality Act; and adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Neighborhood Services and Safety Committee

130217 [Liquor License Transfer - 1097 Howard Street]

Resolution determining that the transfer of a Type 42 off-sale beer and wine, person-to-person and premise-to-premise, license from 1097 Howard Street, Unit 209, to 1097 Howard Street, Unit 101 (District 6), to William Marci for the San Francisco Champagne Society, LLC, will serve the public convenience and necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4. (Neighborhood Services and Safety Committee)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140221 [Liquor License Transfer - 256 Columbus Avenue]

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 43-6th Street to 256 Columbus Avenue (District 3), to Brian Sheehy for Future Bars, Inc., will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140223 [Liquor License Transfer - 90 Natoma Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 10-16 California Street to 90 Natoma Street (District 6) to Dennis Leary for Alcyone, LLC, dba Natoma Cabana, will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4. (Neighborhood Services and Safety Committee)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Rules Committee

140226 [Various Codes - Nonsubstantive Clean-Up Ordinance]
Ordinance amending the Administrative, Business and Tax Regulations, Campaign and Governmental Conduct, Environment, Health, Municipal Elections, Park, Police, and Subdivision Codes, to make nonsubstantive changes. (City Attorney's Office)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

140397 [Public Hearing - Appeal of Tentative Parcel Map - 1514-1518 Waller Street]
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated April 9, 2014, approving a Tentative Parcel Map for a 3-unit condominium conversion located at 1514-1518 Waller Street, Assessor's Block No. 1246, Lot No. 012. (District 5) (Appellants: Pete Kiehart, on behalf of himself and Frank Clare) (Filed April 17, 2014). (Clerk of the Board)

Pursuant to communication by Angela Calvillo, Clerk of the Board, noted above, no further action was taken.

TABLED BY OPERATION OF LAW

140398 [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1514-1518 Waller Street]
Motion approving the decision of the Department of Public Works and approving the Tentative Parcel Map for a 3-unit condominium conversion located at 1514-1518 Waller Street, Assessor's Block No. 1246, Lot No. 012; making environmental findings and findings of consistency with the City's General Plan and eight priority policies of San Francisco Planning Code, Section 101.1. (Clerk of the Board)

Pursuant to communication by Angela Calvillo, Clerk of the Board, noted above, no further action was taken.

TABLED BY OPERATION OF LAW

140399 [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1514-1518 Waller Street]
Motion disapproving the decision of the Department of Public Works and disapproving the Tentative Parcel Map for a 3-unit condominium conversion located at 1514-1518 Waller Street, Assessor's Block No. 1246, Lot No. 012; making environmental findings and findings of consistency with the City's General Plan, and eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Pursuant to communication by Angela Calvillo, Clerk of the Board, noted above, no further action was taken.

TABLED BY OPERATION OF LAW

140400 [Preparation of Findings Related to the Tentative Parcel Map - 1514-1518 Waller Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 3-unit condominium conversion located at 1514-1518 Waller Street, Assessor's Block No. 1246, Lot No. 012. (Clerk of the Board)

Pursuant to communication by Angela Calvillo, Clerk of the Board, noted above, no further action was taken.

TABLED BY OPERATION OF LAW

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140392 [Hearing - Nonprofit Rent Stabilization Program - FY2013-2014 - $4,515,000]

Hearing to consider the release of funds placed on reserve by Ordinance No. 33-14 (File No. 140008) in the amount of $4,515,000 for Nonprofit Rent Stabilization services in FY2013-2014. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to the release of reserve relating to funding the Nonprofit Rent Stabilization Program as referenced in Ordinance No. 33-14 (File No. 140008). Brian Cheu, Director, Mayor's Office of Coummunity Development, and Tom DeCaigny, Executive Director, Arts Commission, provided an overview of the request for release of reserves and responded to questions raised throughout the discussion. Ed Luman (995 Market Street); Nancy Neilsen (Lutheran Social Services); Ray (Market Street Services); Mark Burns (IHSS Consortium); Brent Andrews (Positive Resource Center); Lucy Kieffer (Dance Mission); Ana DeLeon (La Raza); Ann Brudsk (Meredian Gallery); Hayden Patel; Joseph Sobrante; Matthew Shefski; Walter Paulson; Richard Kingsley (Hunter's House); Debbi Lerman (Human Services Network); Larry Juizye Edmund; spoke in support of the release of reserves. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND RELEASED

Committee of the Whole Adjourn and Report

RELEASE OF RESERVE

Supervisor Kim, seconded by Supervisor Mar, moved to release $2,515,000 placed on Board of Supervisors' reserve for the Mayor's Office of Housing and $2,000,000 placed on Board of Supervisors' reserve for the Arts Commission for funding the Nonprofit Rent Stabilization Program. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140425 [Hearing - Consent to Provisions in Mission Bay South Agreements Related to Affordable Housing]

Sponsor: Kim

Hearing of persons interested in or objecting to the proposed Resolution of the Board of Supervisors acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco approving provisions in agreements as they relate to affordable housing obligations that would effectuate the transfer of Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

Supervisor Kim, seconded by Supervisor Breed, moved that this Hearing be CONTINUED open to May 20, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Campos, seconded by Supervisor Breed, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to a proposed continuance for File Nos. 140425 and 140426. Larry Edmund; spoke in support of affordable housing. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

Supervisor Kim, seconded by Supervisor Breed, moved that this Hearing be CONTINUED to May 20, 2014, as a Special Order at 3:00 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Committee of the Whole Adjourn and Report

140426 [Consent to Provisions - Regents of the University of California - Mission Bay South Agreements Related to Affordable Housing]

Sponsor: Kim

Resolution of the Board of Supervisors acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco approving provisions in agreements as they relate to affordable housing obligations that would effectuate the transfer of Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

Supervisor Kim, seconded by Supervisor Breed, moved that this Resolution be CONTINUED to May 20, 2014, as a Special Order at 3:00 p.m. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140331 [Hearing - Report of Assessment Costs for Blighted Properties]

Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or repairs of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Section 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 140332. Gretchen Rude (Department of Public Works) provided an overview of the assessments. Isaac; Male Speaker (960 Howard Street); Chris (801 Kansas Street); Aaron Chan (906 Capp Street); Female Speaker (506 Grant Avenue); Sue (1167 Harrison Street); Male Speaker (225 Mission Street); Agnes Gay; Mark Owens (952 Howard Street); Joslyn (242 Capp Street); Walter Paulson; Patricia Vaughey; Larry Edmund; Mike Isom; spoke in opposition to the proposed assessments. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

140332 [Report of Assessment Costs for Blighted Properties]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

Gretchen Rude (Department of Public Works) indicated that the following addresses be removed from the accompanying report due to recent receipt of payment: 801 Kansas Street; 442 Taraval Street; 866 Valencia Street; 921 Grant Avenue; and 1167 Harrison Street.

Supervisor Mar, seconded by Supervisor Yee, moved to accept the amendments to the accompanying report, as provided by the Department of Public Works, included in File No. 140332. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED, after accepting the amendments to the accompanying report, by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Breed, seconded by Supervisor Yee, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SMALL BUSINESS WEEK
Steve Adams, President, Small Business Commission, provided an overview and made some opening remarks. Supervisors introduced, welcomed, and presented Certificates of Honor to individuals in recognition of Small Business Week, their accomplishments, and their continued community support as referenced below:

Supervisor Breed recognized Nicole Krasinski and Stuart Brioza (State Bird Provisions); and
Supervisor Yee recognized Gary and Julia Marcaletti (San Francisco Wine Trading Company); and
Supervisor Wiener recognized Joe Gallagher (Joe's Barbershop); and
Supervisor Cohen recognized Oliver Lee (Visitacion Valley Pharmacy); and
Supervisor Mar recognized Pete and Maggie Mulvhill (Green Apple Books); and
Supervisor Farrell recognized Patricia Vaughey, on behalf of Bob Eng Tong Kor (Allstar Donuts); and
Supervisor Chiu recognized Bobby Winston (Bay Crossings); and
Supervisor Tang recognized Albert Chow (Great Wall Hardware); and
Supervisor Kim recognized Tess Diaz-Guzman "Mama Tess" (JT Restaurant); and
Supervisor Campos recognized Diana Medina (Diju Jewelry Store and Gallery) and
Supervisor Avalos recognized Sean Ingram and Andrea Ferrucci (Dark Horse Inn).

Regina Dick-Endrizzi, Director, Office of Small Businesses, shared in this commendation and provided an overview of this week's activities.

COMMITTEE REPORTS

Recommendation of the Government Audit and Oversight Committee

140415 [Feasibility Study of Implementing Community Choice Aggregation by Joining Marin Clean Energy]

Sponsors: Avalos; Breed, Campos, Mar, Wiener and Yee

Ordinance electing to study the feasibility of implementing a community choice aggregation program for the benefit of electric customers in San Francisco through an agreement with Marin Clean Energy.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Land Use and Economic Development Committee

140319 [Public Works Code - Surface-Mounted Facility Site Permits]

Sponsors: Wiener, Breed, Chiu, Cohen, Kim and Campos

Ordinance amending the Public Works Code to establish the requirements for Surface-Mounted Facility Site Permits; to set fees for obtaining such permits; to make the provisions of the Ordinance retroactive; and making environmental findings.

Supervisor Campos requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Emil Guillermo; spoke relating to the recent death of Stephen Guillermo.
Ken Johnson; spoke relating to saving Marcus' Bookstore.
Walter Paulson; shared in song certain concerns with the Board.
Carol Harvey; spoke relating to contamination on Treasure Island.
Catherine Lundgren; spoke relating to displacement and safety concerns relating to Treasure Island.
Female Speaker; spoke expressing opposition to natural areas program and environmental concerns.
Edmond Juizye; expressed various concerns.
Tom Gilberty; expressed various concerns relating to noise pollution.
Sandy Aegy; spoke relating to displacement and safety concerns relating to Treasure Island.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140489 [Building Safety Month - May 2014]

Sponsor: Chiu

Resolution declaring the month of May 2014 as Building Safety Month in the City and County of San Francisco and encouraging San Francisco residents to fully participate in Building Safety Month activities.

ADOPTED

140491 [Approval of a 60 Day Extension for Planning Commission Review of an Ordinance (File No. 130788) - Planning Code - Expanding Formula Retail Controls]

Sponsor: Mar

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 130788) amending the Planning Code to expand the definition of formula retail to include businesses that have eleven or more outlets worldwide, and to include businesses 50% or more owned by formula retail businesses; to expand the applicability of formula retail controls to other types of retail uses; to expand the notification procedures for formula retail applications; to require an economic impact report as part of the formula retail conditional use application; and making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Mar, seconded by Supervisor Campos, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Mar, seconded by Supervisor Campos, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140506 [Shan-Yee Poon School of Performing Arts Day - May 17, 2014]
Sponsors: Mar; Tang
Resolution commending Shan-Yee Poon School of Performing Arts on the occasion of its 25th Anniversary and declaring May 17, 2014, as Shan-Yee Poon School of Performing Arts Day in the City and County of San Francisco.

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 140506. There were no speakers. The President declared public comment closed.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS

140456 [Boarding Area C Coffee Shop Lease - Green Beans Coffee Osteria - SFO Group - $52,896 Rent for FY 2014-2015]
Resolution approving the Boarding Area C Coffee Shop Lease between Green Beans Coffee Osteria - SFO Group and the City and County of San Francisco, acting by and through its Airport Commission, for a ten year term with annual rent of $52,896 for FY 2014-2015. (Airport Commission)

04/28/14; RECEIVED FROM DEPARTMENT.

05/13/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140462 [Contract - Guardsmark, LLC - Security Services - $19,785,392]
Resolution retroactively approving the new contract modification between the City and County of San Francisco and Guardsmark, LLC, to provide security services for the Human Services Agency, for the period of February 1, 2014, through January 31, 2018, for a total amount including the three option years in the amount of $19,785,392. (Human Services Agency)

05/02/14; RECEIVED FROM DEPARTMENT.

05/13/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140473 [Emergency Contract - KONE, Inc. - Elevator Repairs at 170 Otis Street - $415,099]
Resolution concurring with the Human Services Commission's Declaration of Emergency to enter into a contract with KONE, Inc. and the San Francisco Human Services Agency to provide emergency elevator overhaul and upgrade for the three elevators located at 170 Otis Street, a city owned building, in the amount of $415,099. (Human Services Agency)

05/02/14; RECEIVED FROM DEPARTMENT.

05/13/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140474 [Contract Approval - Thales Transport & Security, Inc. - Advanced Train Control System for San Francisco Municipal Transportation Agency Central Subway Project - $21,363,292]
Resolution authorizing the San Francisco Municipal Transportation Agency to execute Advanced Train Control System Contract with Thales Transport & Security, Inc., for design and construction of Advanced Train Control System for the Central Subway Project for amount not to exceed $21,363,292 for a 1,700-day term to commence upon Board approval. (Municipal Transportation Agency)

05/05/14; RECEIVED FROM DEPARTMENT.

05/13/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:51 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

GOVERNMENT
DOCUMENTS DEPT

MAY 23 2014

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, May 20, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:08 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Farrell, seconded by Supervisor Breed, moved to approve the April 15, 2014, Board Meeting Minutes, and the April 16, 2014, Special Meeting Minutes at the Budget and Finance Committee Meeting. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the Budget and Finance Sub-Committee

140380 [Accept and Expend Grant - Small Business Development Center Program - Amendment to the Annual Salary Ordinance - $150,000]

Sponsor: Mayor

Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of $150,000 from the Humboldt State University Sponsored Programs Foundation to host the San Francisco Small Business Development Center for the period of February 1, 2014, through December 31, 2014; and amending Ordinance No. 160-13 (Annual Salary Ordinance, FY2013-14 and FY2014-2015) to reflect addition of one (1) Class 9775 Senior Community Development Specialist II grant-funded position (0.17 FTE) in the Office of Economic and Workforce Development.

FINALLY PASSED

Recommendation of the Government Audit and Oversight Committee

140415 [Feasibility Study of Implementing Community Choice Aggregation by Joining Marin Clean Energy]

Sponsors: Avalos; Breed, Campos, Mar, Wiener and Yee

Ordinance electing to study the feasibility of implementing a community choice aggregation program for the benefit of electric customers in San Francisco through an agreement with Marin Clean Energy.

FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

140319 [Public Works Code - Surface-Mounted Facility Site Permits]

Sponsors: Wiener, Breed, Chiu, Cohen, Kim and Campos

Ordinance amending the Public Works Code to establish the requirements for Surface-Mounted Facility Site Permits; to set fees for obtaining such permits; to make the provisions of the Ordinance retroactive; and making environmental findings.

FINALLY PASSED

Recommendation of the Rules Committee

140226 [Various Codes - Nonsubstantive Clean-Up Ordinance]

Ordinance amending the Administrative, Business and Tax Regulations, Campaign and Governmental Conduct, Environment, Health, Municipal Elections, Park, Police, and Subdivision Codes, to make nonsubstantive changes. (City Attorney's Office)

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

There were no items.

NEW BUSINESS

Recommendations of the Budget and Finance Committee

140409 [Contract Approval - Procurement of a Type II Fireboat - Vigor Fab, Inc. - $11,637,660]

Resolution approving the award of a contract for Procurement of a Type II Fireboat to Vigor Fab, Inc. (US Fab, Inc.), in an amount not-to-exceed $11,637,660 pursuant to San Francisco Charter, Section 9.118(b), for the term ending December 31, 2015, to commence upon Board approval.
(Office of Contract Administration)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140447 [Accept and Expend Grant - Federal Railroad Administration Grant Funds for the Rebuilding of the Quint Street Lead Track - $2,970,000]

Sponsor: Mayor

Resolution retroactively authorizing the Port of San Francisco to accept and expend $2,970,000 in grant funds from the Federal Railroad Administration for the rebuilding of the Quint Street Lead Track for the term of April 1, 2012, through July 31, 2015.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140488 [Accept and Expend Grant - Federal Emergency Management Agency - Fire Boat - $7,608,000]

Sponsor: Mayor

Resolution retroactively authorizing the Fire Department to accept and expend a grant in the amount of $7,608,000 from the Federal Emergency Management Agency to purchase a fire boat for the period of September 1, 2013, to August 15, 2015.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140490 [Multifamily Housing Revenue Bonds - 1301-4th Street (Mission Bay South Block 7 West) - Not to Exceed $47,500,000]

Sponsor: Kim

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $47,500,000 for 1301-4th Street (Mission Bay South Block 7 West), San Francisco, California 94107; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $47,500,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the project as defined herein, and the Application as defined herein.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Referred Without Recommendation from the Budget and Finance Committee

140225 [Contract - Titan Outdoor, LLC - Advertising - Guarantee of Over $28,500,000]

Sponsor: Breed

Resolution authorizing the San Francisco Municipal Transportation Agency (SFMTA) to execute a transit advertising contract with Titan Outdoor, LLC, for a term commencing July 1, 2014, and ending June 30, 2019, which offers a minimum guarantee to the SFMTA of $28,500,000 over the term of the contract. (Municipal Transportation Agency)
(Fiscal Impact)

(Supervisors Mar and Avalos dissented in Committee)

Privilege of the floor was granted to Ed Reiskin, Director, Municipal Transportation Agency, Jon Givner, Deputy City Attorney, and Gail Stein (Municipal Transportation Agency) who responded to questions raised throughout the discussion.

Supervisor Mar, seconded by Supervisor Campos, moved to limit the number of wrapped vehicles to fifteen (15). President Chiu, following consultation with Jon Givner, Deputy City Attorney, declared the motion to be out of order. The motion was not considered.

ADOPTED by the following vote:

Ayes: 6 - Breed, Chiu, Cohen, Farrell, Tang, Yee
Noes: 5 - Avalos, Campos, Kim, Mar, Wiener

Recommendations of the Government Audit and Oversight Committee

140141 [Administrative Code - Reauthorizing Reentry Council]

Ordinance amending the Administrative Code to reauthorize the Reentry Council and revise the membership, powers and duties, and sunset date. (Sheriff)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140260 [Administrative Code - Workforce Development - Establishing the Committee on City Workforce Alignment]

Sponsors: Chiu; Cohen and Breed

Ordinance amending the Administrative Code to establish the Committee on City Workforce Alignment, to give the Committee responsibility for planning and coordinating the City's Workforce Development programs, and to make other changes to the procedures governing the planning and implementation of Workforce Development Programs.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

140061 [Administrative Code - Plaza Program]

Sponsors: Mayor; Cohen

Ordinance amending the Administrative Code, by adding Chapter 94, Sections 94.1 through 94.7, to establish a Plaza Program that coordinates City activities in some City-owned plazas on public property and public right-of-way; create a process to identify stewards to activate plazas under the jurisdiction of the City's Real Estate Division and regulate such plazas; establishing administrative fees for the Plaza Program; and affirming the Planning Department's determination under the California Environmental Quality Act.

Supervisor Cohen, seconded by Supervisor Mar, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140062 [Planning Code - Plaza Program]

Sponsors: Mayor; Cohen

Ordinance amending the Planning Code, by amending Sections 234, 234.1, 234.2, and 605, in order to modify and make technical amendments to the provisions of Public Use Zoning Districts; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140063 [Public Works Code - Plaza Program]

Sponsors: Mayor; Cohen

Ordinance amending the Public Works Code, by adding Section 792, to establish a permit program for plazas on the public right-of-way; and affirming the Planning Department's determination under the California Environmental Quality Act.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140064 [Police Code - Plaza Program Entertainment Permits]

Sponsors: Mayor; Cohen

Ordinance amending the Police Code to include "Plazas" as identified in Administrative Code, Chapter 94, as a type of limited live performance locale, and establish various requirements applicable to such Plazas; and affirming the Planning Department's determination under the California Environmental Quality Act.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Mar, seconded by Supervisor Chiu, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Nayad Abrahamian of the Department of Children, Youth and Their Families in recognition of her accomplishments upon her departure from the City and County of San Francisco.

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Ron and Carolyn Abst of the Lower Polk Neighbors in recognition of their accomplishments upon their departure from the City and County of San Francisco.

SPECIAL ORDER 3:00 P.M.

131168 [Public Hearing - Appeal of Mitigated Negative Declaration - 248-252 9th Street]

Hearing of persons interested in or objecting to the Mitigated Negative Declaration and Project Approval of March 18, 2014, for the proposed project at 248-252 9th Street. (District 6) (Appellant: Jakkee Bryson) (Filed November 25, 2013). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Jakkee Bryson (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Ray Hartz (San Francisco Open Government); Walter Paulson; spoke in support of the appeal. Nannie Turrell and Kei Zushi (Planning Department) provided an overview of the decision of the Planning Department. Reza Khoshnevisan (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of the Planning Commission. There were no speakers in support of the project and in opposition to the appeal. Jakkee Bryson (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

131169 [Affirming the Approval of a Final Mitigated Negative Declaration - 248-252 9th Street]

Motion affirming the approval of a Final Mitigated Negative Declaration under the California Environmental Quality Act by the Planning Commission for a project located at 248-252 9th Street.

Supervisor Kim, seconded by Supervisor Mar, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Motion No. M14-083

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131170 [Reversing the Approval of a Final Mitigated Negative Declaration - 248-252 9th Street]

Motion reversing the approval of a Final Mitigated Negative Declaration under the California Environmental Quality Act by the Planning Commission for a project located at 248-252 9th Street.

Supervisor Kim, seconded by Supervisor Mar, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

131171 [Preparation of Findings to Reverse the Approval of a Final Mitigated Negative Declaration - 248-252 9th Street]

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission's approval of a Final Mitigated Negative Declaration under the California Environmental Quality Act for a project located at 248-252 9th Street.

Supervisor Kim, seconded by Supervisor Mar, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140425 [Hearing - Consent to Provisions in Mission Bay South Agreements Related to Affordable Housing]

Sponsor: Kim

Hearing of persons interested in or objecting to the proposed Resolution of the Board of Supervisors acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco approving provisions in agreements as they relate to affordable housing obligations that would effectuate the transfer of Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 101437. Ken Rich (Office of Economic and Workforce Development) and Christine Maher (Office of Community Investment and Infrastructure) provided an overview of the project and responded to questions raised throughout the discussion. Don Arcos; Walter Paulson; Francisco Da Costa; Gloria Ortiz; Ray Hartz; spoke in support of the project. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

140426 [Consent to Provisions - Regents of the University of California - Mission Bay South Agreements Related to Affordable Housing]

Sponsor: Kim

Resolution of the Board of Supervisors acting in its capacity as the legislative body to the Successor Agency to the former Redevelopment Agency of the City and County of San Francisco approving provisions in agreements as they relate to affordable housing obligations that would effectuate the transfer of Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Budget and Finance Committee

140423 [Consent to Property Transfer - Regents of the University of California - Mission Bay South Owner Participation Agreement]

Sponsor: Kim

Resolution consenting to the transfer of Block Nos. 33 and 34 in the Mission Bay South Plan Area to the Regents of the University of California, as a tax exempt entity, for the future development of up to 500,000 gross square feet in the Mission Bay South Redevelopment Project Area; and making environmental findings under the California Environmental Quality Act.
(Supervisor Breed dissented in Committee)

ADOPTED by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 2 - Breed, Cohen

SPECIAL ORDER 3:00 P.M.

140255 [Public Hearing - Appeal of Tentative Parcel Map - 738 Mission Street]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated March 4, 2014, approving a Tentative Parcel Map for a 4-lot subdivision located at 738 Mission Street, Assessor's Block No. 3706, Lot No. 277. (District No. 6) (Appellants: Thomas N. Lippe, on behalf of 765 Market Street Residential Owners Association, the Friends of Yerba Buena, Paul Sedway, Ron Wornick, Matthew Schoenberg, Joe Fang, and Margaret Collins) (Filed March 14, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating combined hearing on File Nos. 140255 and 140465. Thomas Lippe (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Walter Paulson; Tom Gilberty; Vladimir Prikupets; spoke in support of the appeal. Bruce Storrs, City and County Surveyor, and AnMarie Rodgers (Planning Department) provided an overview of the decision of the Department of Public Works and Planning Department. Margo Braidish (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of the Planning Commission. AJ Navales; Gwen Ayages; Pete Gallegos; Rudy Corpse; Aurora Ayure; spoke in support of the project and in opposition to the appeal. Thomas Lippe (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

140256 [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 738 Mission Street]

Motion approving the decision of the Department of Public Works and approving the Tentative Parcel Map for a 4-lot subdivision located at 738 Mission Street, Assessor's Block No. 3706, Lot No. 277; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Motion No. M14-084

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140257 [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 738 Mission Street]

Motion disapproving the decision of the Department of Public Works and disapproving the Tentative Parcel Map for a 4-lot subdivision located at 738 Mission Street, Assessor's Block No. 3706, Lot No. 277; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140258 [Preparation of Findings Related to the Tentative Parcel Map - 738 Mission Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 4-lot subdivision located at 738 Mission Street, Assessor's Block No. 3706, Lot No. 277. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

140465 [Public Hearing - Appeal of Vesting Tentative Map - 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated April 28, 2014, approving a Vesting Tentative Map for a 190 Unit Mixed-Use Condominium Project located at 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street, Assessor's Block No. 3706, Lot Nos. 093, 275, and 277. (District 6) (Appellants: Thomas N. Lippe, on behalf of 765 Market Street Residential Owners Association, the Friends of Yerba Buena, Paul Sedway, Ron Wornick, Matthew Schoenberg, Joe Fang, and Margaret Collins) (Filed April 30, 2014).

The President inquired as to whether any member of the public wished to address the Board relating combined hearing on File Nos. 140255 and 140465. Thomas Lippe (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Walter Paulson; Tom Gilberty; Vladimir Prikupets; spoke in support of the appeal. Bruce Storrs, City and County Surveyor, and AnMarie Rodgers (Planning Department) provided an overview of the decision of the Department of Public Works and Planning Department. Margo Braidish (Project Sponsor) provided an overview of the project and further requested the Board to uphold the decision of the Planning Commission. AJ Navales; Gwen Ayages; Pete Gallegos; Rudy Corpse; Aurora Ayure; spoke in support of the project and in opposition to the appeal. Thomas Lippe (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

140466 [Approving Decision of the Department of Public Works and Approving the Vesting Tentative Map - 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street]

Motion approving the decision of the Department of Public Works and approving the Vesting Tentative Map for a 190 Unit Mixed-Use Condominium Project located at 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street, Assessor's Block No. 3706, Lot Nos. 093, 275, and 277; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Motion No. M14-085

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140467 [Disapproving Decision of the Department of Public Works and Disapproving the Vesting Tentative Map - 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street]

Motion disapproving the decision of the Department of Public Works and disapproving the Vesting Tentative Map for a 190 Unit Mixed-Use Condominium Project located at 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street; making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140468 [Preparation of Findings Related to the Vesting Tentative Map - 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Vesting Tentative Map for a 190 Unit Mixed-Use Condominium Project located at 86-3rd Street, 700 Mission Street, 706 Mission Street, and 738 Mission Street, Assessor's Block No. 3706, Lot Nos. 093, 275, and 277. (Clerk of the Board)

Supervisor Kim, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORTS

140317 [Administrative Code - Irrevocable Employer Health Care Expenditure Requirement and Establishment of Health Care Access Assistance Program]

Sponsors: Campos; Avalos, Kim and Mar

Ordinance revising the Health Care Security Ordinance to require all health care expenditures to be made irrevocably; to establish a City public benefit program known as the Health Care Access Assistance Program (HCAAP); to describe the public benefits available under each of HCAAP's three component programs, Healthy San Francisco, Covered San Francisco, and Health Care Access Accounts; to set certain eligibility requirements for program participants; and to set an operative date of October 1, 2014.

This item was not sent as a Committee Report.

Recommendation of the Rules Committee

140500 [Appointments, Sunshine Ordinance Task Force - David Pilpel, Todd David, and Louise Fischer]

Motion appointing David Pilpel, Todd David, and Louise Fischer, terms ending April 27, 2016, to the Sunshine Ordinance Task Force. (Rules Committee)

Privilege of the floor was granted to Jon Givner, Deputy City Attorney, and Angela Calvillo, Clerk of the Board, who responded to questions raised throughout the discussion.

Supervisor Avalos, seconded by Supervisor Campos, moved that this Motion be RE-REFERRED to the Rules Committee. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Campos, Kim, Mar
Noes: 7 - Breed, Chiu, Cohen, Farrell, Tang, Wiener, Yee

Motion No. M14-086

APPROVED by the following vote:

Ayes: 10 - Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Avalos

Recommendation of the Land Use and Economic Development Committee

140421 [Establishing the Calle 24 ("Veinticuatro") Latino Cultural District in San Francisco]

Sponsors: Mayor; Campos and Mar

Resolution establishing the Calle 24 ("Veinticuatro") Latino Cultural District in San Francisco.

Supervsior Mar requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Male Speaker; expressed concerns relating to the bay bridge demolition and various religious concerns.
Male Speaker; expressed concerns relating to tanker truck, parking garage, and safety concerns.
Walter Paulson; shared in song certain concerns with the Board.
Dr. Espinola Jackson; expressed concerns relating to affordable housing and vacation schedules.
Francisco Da Costa, expressed various concerns relating to public comment and shipyard clean-up.
Sandra Parker; expressed concerns relating to the Unviersity Mound Ladies Home.
Eydie Shine; expressed concerns relating to the University Mound Ladies Home.
Christopher Ballente; expressed concerns relating to the University Mound Ladies Home.
Christopher Dahl; spoke relating to his autobiography and signage in the Chamber.
Male Speaker; expressed concerns relating to nudity on Muni.
Thomas Gilberty; expressed various concerns relating to noise pollution.
Edmund Juizye Larry; expressed various concerns.
Jakkee Bryson; expressed various concerns relating to Administrative Code, Section 12L.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140516 [Urging the California State Legislature to Pass Legislation Increasing Minimum Automobile Liability Insurance]

Sponsor: Breed

Resolution urging the California State Legislature to pass legislation increasing minimum automobile liability insurance.

ADOPTED

140517 [Urging the Department of Public Works to Present and Solicit Community Feedback on Changes to Hunters Point Shipyard and Candlestick Point Street Widths]

Sponsors: Cohen; Wiener

Resolution urging the Department of Public Works to update and seek feedback from the Hunters Point Shipyard Citizen Advisory Committee on the proposed widening of certain streets within the Candlestick Point and Hunters Point Shipyard Phase 2 Developments prior to issuance of a Vesting Tentative Subdivision Map.

ADOPTED

140505 [Final Map 7511 - 8 Octavia Street]

Motion approving Final Map 7511, a 47 residential unit and three commercial unit, mixed-use Condominium Project, located at 8 Octavia Street being a subdivision of Assessor's Block No. 0855, Lot No. 052, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-087

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Mar requested that File No. 140518 be severed so that it may be considered separately.

140518 [Urging the Establishment of a 30-Day Home Delivered Meals Waitlist Policy]

Sponsor: Mar

Resolution urging the Department of Aging and Adult Services to establish a 30-day home delivered meals waitlist policy, and in an emergency, within two to five days.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Wiener requested that File No. 140519 be severed so that it may be considered separately.

140519 [Approval of a 55-Day Extension for Planning Commission Review of an Ordinance (File No. 140036) Excluding Affordable Housing Units from Density Calculations Under Certain Conditions]

Sponsor: Wiener

Resolution extending by 55 days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 140036) amending the Planning Code to exclude Affordable Housing Units as defined from density calculations for projects that provide at least 20% of their units as Affordable Units and amending density calculations under certain scenarios; adopting findings, including environmental findings, Planning Code, Section 302 findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS

140501 [Lease Amendment - T. Mobile West, LLC - Cellular Service Equipment Sites]
Resolution approving Amendment No. 1 to the Cellular Service Equipment Sites Lease No. 09-0051C between T-Mobile West, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, extending the term for five years through June 30, 2019. (Airport Commission)

05/05/14; RECEIVED FROM DEPARTMENT.

05/20/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140502 [Lease and Use Agreement Modification - Hawaiian Airlines, Inc. - $698,480]
Resolution approving Modification No. 1 to the 2011 Lease and Use Agreement No. L11-0011 between Hawain Airlines, Inc., and the City and County of San Francisco, acting by and through its Airport Commission to add the administrative office (538 square feet) to the lease, for a minimum guarantee of $698,480 over the remainder of the lease expiring on June 30, 2021.

05/05/14; RECEIVED FROM DEPARTMENT.

05/20/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140503 [Lease and Use Agreement Modification - United Airlines, Inc. - $75,215,476]

Resolution approving and authorizing the execution of Modification No. 1 to the Lease and Use Agreement L10-0097 with United Airlines, Inc., at the San Francisco International Airport to increase the premises by approximately 92,331 square feet of exclusive use space and with a minimum rent amount of $10,745,068 per year and a total amount of $75,215,476 over the remaining seven years of the term, expiring on June 30, 2021.

05/05/14; RECEIVED FROM DEPARTMENT.

05/20/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140504 [Contract Amendment - San Francisco AIDS Foundation - Not to Exceed $14,734,565]

Resolution approving an amendment to the contract between the Department of Public Health and the San Francisco AIDS Foundation to provide HIV prevention services and extend the contract term through June 30, 2016, for an amount not to exceed $14,734,565. (Public Health Department)

05/12/14; RECEIVED FROM DEPARTMENT.

05/20/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:14 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

GOVERNMENT
DOCUMENTS DEPT
JUN - 6 2014
SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, June 3, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of April 22, 2014, and April 29, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence from the Mayor on June 2, 2014, communicating the Mayor's notice to the Board of Supervisors, under Charter Section 4.132, of a transfer of function between departments within the executive branch to perform related Equal Opportunity support services at the Department of Human Resources, to perform taxi related investigative work at the Airport, and transferring the Committee on Information Technology and fleet purchasing and operations to the City Administrator's Office. That such reorganization shall become effective 30 days after its issuance, unless disapproved by the Board of Supervisors. Ms. Calvillo also communicated the Mayor's submission of the FY2014-2015 Annual Appropriation and Salary Ordinances. There were no other communications.

CONSENT AGENDA

Recommendations of the Government Audit and Oversight Committee

140141 [Administrative Code - Reauthorizing Reentry Council]

Ordinance amending the Administrative Code to reauthorize the Reentry Council and revise the membership, powers and duties, and sunset date. (Sheriff)

FINALLY PASSED

140260 [Administrative Code - Workforce Development - Establishing the Committee on City Workforce Alignment]

Sponsors: Chiu; Cohen and Breed

Ordinance amending the Administrative Code to establish the Committee on City Workforce Alignment, to give the Committee responsibility for planning and coordinating the City's Workforce Development programs, and to make other changes to the procedures governing the planning and implementation of Workforce Development Programs.

FINALLY PASSED

Recommendations of the Land Use and Economic Development Committee

140062 [Planning Code - Plaza Program]

Sponsors: Mayor; Cohen

Ordinance amending the Planning Code, by amending Sections 234, 234.1, 234.2, and 605, in order to modify and make technical amendments to the provisions of Public Use Zoning Districts; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

140063 [Public Works Code - Plaza Program]

Sponsors: Mayor; Cohen

Ordinance amending the Public Works Code, by adding Section 792, to establish a permit program for plazas on the public right-of-way; and affirming the Planning Department's determination under the California Environmental Quality Act.

FINALLY PASSED

140064 [Police Code - Plaza Program Entertainment Permits]

Sponsors: Mayor; Cohen

Ordinance amending the Police Code to include "Plazas" as identified in Administrative Code, Chapter 94, as a type of limited live performance locale, and establish various requirements applicable to such Plazas; and affirming the Planning Department's determination under the California Environmental Quality Act.

FINALLY PASSED

Recommendations of the Rules Committee

140315 [Settlement of Claim - American Airlines, Inc. - Assumption of Lease Obligations and Allocation of Relocation Reimbursement Credits]

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco against American Airlines, Inc., and its affiliated entities in In re: American Airlines, Inc., et al., Case No. 11-15463 SHS, United States Bankruptcy Court for the Southern District of New York, pursuant to a Cure Stipulation; the Cure Stipulation resolves the claim filed by the City and provides for American's assumption of its leases, permits, and related agreement related to American's operations at San Francisco International Airport; under the Cure Stipulation, the Airport will apply certain credits owed by Airport related to American's interim relocation from Terminal 3 Boarding Area E to Terminal 2 Boarding Area D to the amounts owed by American under its leases, permits, and related obligations; further, the Airport will apply the remaining amount of the relocation related credits to American's future obligations; the Cure Stipulation further provides for American's assumption of an agreement related to environmental clean-up and monitoring costs at the Airport. (City Attorney)

PASSED, ON FIRST READING

140368 [Settlement of Lawsuit - Jacqueline Ortega - $221,175]

Ordinance authorizing settlement of the lawsuit filed by Jacqueline Ortega against the City and County of San Francisco for $221,175; the lawsuit was filed on November 15, 2012, San Francisco Superior Court, Case No. CGC-12-526188; entitled Jacqueline Ortega, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

140369 [Settlement of Lawsuit - Patricia MacDonald - $125,000]

Ordinance authorizing settlement of the lawsuit filed by Patricia MacDonald against the City and County of San Francisco for $125,000; the lawsuit was filed on July 16, 2010, in San Francisco Superior Court, Case No. CGC-10-501646; entitled Patricia MacDonald v. City and County of San Francisco, et al.

PASSED, ON FIRST READING

140370 [Settlement of Lawsuit - Iva Johnson - $105,000]

Ordinance authorizing settlement of the lawsuit filed by Iva Johnson against the City and County of San Francisco for $105,000; the lawsuit was filed on May 2, 2012, in San Francisco Superior Court, Case No. CGC-12-520470; entitled Iva Johnson v. City and County of San Francisco.

PASSED, ON FIRST READING

140402 [Settlement of Lawsuit - Jon Gatto - $26,000]

Ordinance authorizing settlement of the lawsuit filed by Jon Gatto against the City and County of San Francisco for $26,000; the lawsuit was filed on December 10, 2012, in San Francisco Superior Court, Case No. CGC-12-518200; entitled Jon Gatto v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

140403 [Settlement of Lawsuit - Jameson Ashley - $150,000]

Ordinance authorizing settlement of the lawsuit filed by Jameson Ashley against the City and County of San Francisco for $150,000; the lawsuit was filed on January 26, 2012, in the United States District Court for the Northern District of California, Case No. C-12-0045-JST; entitled Jameson Ashley v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

140404 [Settlement of Lawsuit - Stantec Consulting Services, Inc. - City to Receive $15,285,000]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Stantec Consulting Services, Inc., and Stantec Architecture, Inc., for $15,285,000; the lawsuit was filed on December 12, 2011, in Alameda County Superior Court, Case No. RG13679711; entitled City and County of San Francisco v. Stantec Consulting Services Inc., et al. (City Attorney)

PASSED, ON FIRST READING

140405 [Settlement of Lawsuit - Chris Escher - $40,000]

Ordinance authorizing settlement of the lawsuit filed by Chris Escher against the City and County of San Francisco for $40,000; the lawsuit was filed on August 14, 2012, in San Francisco Superior Court, Case No. CGC-12-523236; entitled Chris Escher v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

140406 [Settlement of Lawsuit - LaVaughan Butler-Moore - $43,000]

Ordinance authorizing settlement of the lawsuit filed by LaVaughan Butler-Moore against the City and County of San Francisco for $43,000; the lawsuit was filed on April 2, 2009, in San Francisco Superior Court, Case No. CGC-09-486869; entitled LaVaughan Butler-Moore v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

140372 [Settlement of Claim - Public Communications Services, Inc., and Global Tel*Link Corporation - City to Receive $1,079,116]

Resolution approving the settlement of the unlitigated claim by City and County of San Francisco against Public Communications Services, Inc., and Global Tel*Link Corporation for $1,079,116. (City Attorney)

ADOPTED

140373 [Settlement of Claim - Junelle Johannah Estacio Taguas - $30,000]

Resolution approving the settlement of the unlitigated claim filed by Junelle Johannah Estacio Taguas against the City and County of San Francisco for $30,000; claim was filed on December 9, 2013. (City Attorney)

ADOPTED

140407 [Settlement of Claim - Barbara Kay Hamblin - $250,000]

Resolution approving the settlement of the unlitigated claim filed by Barbara Kay Hamblin against the City and County of San Francisco for $250,000; claim was filed on June 5, 2013. (City Attorney)

ADOPTED

140498 [Appointment, Commission on Aging Advisory Council - Elinore Lurie]

Motion appointing Elinore Lurie, term ending March 31, 2016, to the Commission on Aging Advisory Council. (Rules Committee)

Motion No. M14-088

APPROVED

140499 [Appointments, Commission of Animal Control and Welfare - Annemarie Fortier, Nanci Haines, Davi Lang, and Shari O'Neill]

Motion appointing Davi Lang member, term ending April 30, 2015, and Annemarie Fortier, Nanci Haines, and Shari O'Neill, terms ending April 30, 2016, to the Commission of Animal Control and Welfare. (Rules Committee)

Motion No. M14-089

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the Consent Agenda

Supervisor Wiener requested that File Nos. 140371 and 140375 be severed so that it may be considered separately.

140371 [Settlement of Lawsuit - Contest Promotions, LLC - City to Receive $375,000]

Ordinance authorizing settlement of the lawsuit filed by Contest Promotions, LLC, against the City and County of San Francisco for $375,000; the lawsuit was filed on September 22, 2009, in the United States District Court for the Northern District of California, Case No. CV-09-4434 SI (MEJ); entitled Contest Promotions, LLC, v. City of San Francisco, et al.; other material terms of said settlement include resolution of Notices of Violation for unpermitted general advertising signs. (City Attorney)

Supervisor Wiener, seconded by Supervisor Campos, moved that this Ordinance be CONTINUED ON FIRST READING to June 17, 2014, and setting a closed session on the same matter under existing ligitation for June 10, 2014. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Wiener, Yee

Noes: 1 - Tang

140375 [Tolling and Standstill Agreement - Yosemite Slough Environmental Claims]

Resolution approving a Tolling and Standstill Agreement to toll the statute of limitations and forbear the City and other parties that are potentially responsible for environmental contamination at Yosemite Slough from taking action with respect to claims related to costs or expenses arising from the Yosemite Slough Superfund Site. (City Attorney)

Supervisor Wiener, seconded by Supervisor Campos, moved that this Resolution be RE-REFERRED to the Rules Committee. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Land Use and Economic Development Committee

140061 [Administrative Code - Plaza Program]

Sponsors: Mayor; Cohen

Ordinance amending the Administrative Code, by adding Chapter 94, Sections 94.1 through 94.7, to establish a Plaza Program that coordinates City activities in some City-owned plazas on public property and public right-of-way; create a process to identify stewards to activate plazas under the jurisdiction of the City's Real Estate Division and regulate such plazas; establishing administrative fees for the Plaza Program; and affirming the Planning Department's determination under the California Environmental Quality Act.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

140151 [Administrative Code - Local Hire and Prevailing Wages for Construction Projects on City-Owned Property Pursuant to California Law]

Sponsors: Avalos; Breed, Campos, Chiu, Kim, Mar, Wiener, Yee, Farrell and Cohen

Ordinance amending the Administrative Code to provide that the City's Local Hiring Policy apply to construction projects on property owned by the City and payment of Prevailing Wages pursuant to California law.

Supervisors Farrell and Cohen requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140383 [Administrative Code - Prevailing Wage for Special Event or Trade Show Work on City Property]

Sponsors: Wiener; Chiu and Cohen

Ordinance amending the Administrative Code to require that prevailing wages be paid for work involving the on-site installation, set-up, assembly, and dismantling of temporary exhibits, displays, booths, modular systems, signage, drapery, specialty furniture, floor coverings, and decorative materials in connection with trade shows, conventions, expositions, and other special events on City property.

Supervisor Cohen requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140487 [Proposition J Contract Certification - Specified Contracted-Out Services Previously Approved]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: information booths, security, parking operations, and shuttle bus (Airport); citations processing, towing, paratransit, parking meter, security, and transit shelter (Municipal Transportation Agency); security and janitorial (Port); security (Public Utilities Commission).
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Government Audit and Oversight Committee

140512 [Resolution of Intention - Lower Polk Community Benefit District]

Sponsor: Chiu

Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) known as the "Lower Polk Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the Management District Plan and Engineer's Report, and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; making environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Wiener, seconded by Supervisor Mar, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Wiener introduced, welcomed, and presented a Certificate of Honor to Michelle Sousa, Principal, of the McKinley Elementary School in recognition of their accomplishments and receipt of the California Distinguished School Award.

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Andrew Poon, Principal, of the Sutro Elementary School in recognition of his accomplishments and on his promotion to the San Francisco Unified School District Offices.

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Genevieve Jopanda of the San Francisco Hep B Free in recognition of their accomplishments and in recognition of National Hepatitis Awareness Month.

Supervisor Cohen introduced, welcomed, and presented a Certificate of Honor to Paulett Taggart and her firm of Paulett Taggart Architects in recognition of their accomplishments and in recognition of receiving the American Institute of Architects Merit Award for her design of the Hunters View Public Housing Development.

SPECIAL ORDER 3:00 P.M.

140355 [Public Hearing - Appeal of Tentative Parcel Map - 653-655 Fell Street]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated April 8, 2014, approving a Tentative Parcel Map for a 2-lot subdivision located at 653-655 Fell Street, Assessor's Block No. 0829, Lot No. 024. (District 5) (Appellant: Jeremy D. Herzog) (Filed April 9, 2014).

The President inquired as to whether any member of the public wished to address the Board. Jeremy Herzog (Appellant) spoke indicating his withdrawal of the appeal. There were no speakers in support of the appeal. There were no speakers from the Planning Department. Kevin Rose (Project Sponsor) concurred with the withdrawal from the appellant. There were no speakers in support of the project and in opposition to the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

140356 [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 653-655 Fell Street]

Motion approving the decision of the Department of Public Works and approving the Tentative Parcel Map for a 2-lot subdivision located at 653-655 Fell Street, Assessor's Block No. 0829, Lot No. 024; making environmental findings and findings of consistency with the City's General Plan and eight priority policies of San Francisco Planning Code, Section 101.1. (Clerk of the Board)

Motion No. M14-090

Supervisor Breed, seconded by Supervisor Kim, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140357 [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 653-655 Fell Street]

Motion disapproving the decision of the Department of Public Works and disapproving the Tentative Parcel Map for a 2-lot subdivision located at 653-655 Fell Street, Assessor's Block No. 0829, Lot No. 024; making environmental findings and findings of consistency with the City's General Plan, and eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

Supervisor Breed, seconded by Supervisor Kim, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140358 [Preparation of Findings Related to the Tentative Parcel Map - 653-655 Fell Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-lot subdivision located at 653-655 Fell Street, Assessor's Block No. 0829, Lot No. 024. (Clerk of the Board)

Supervisor Breed, seconded by Supervisor Kim, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140454 [Hearing - Street Vacation Order - Quint Street Railroad Crossing Improvement Project - Quint Street, McKinnon Avenue, and Newcomb Avenue]

Hearing of persons interested in or objecting to the proposed Ordinance ordering the vacation of portions of Quint Street, McKinnon Avenue, and Newcomb Avenue as part of the Quint Street Railroad Crossing Improvement Project; quitclaiming the City's interest in the vacation areas to the Peninsula Corridor Joint Powers Board; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; and authorizing official acts in connection with this Ordinance making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Committee of the Whole relating to File No. 140453. John Updike, Director, Department of Real Estate, provided an overview of the street vacation. Roland Lebrun; Neil Alex; spoke in opposition of the street vacation. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

140453 [Street Vacation Order - Quint Street Railroad Crossing Improvement Project - Quint Street, McKinnon Avenue, and Newcomb Avenue]

Sponsor: Cohen

Ordinance ordering the vacation of portions of Quint Street, McKinnon Avenue, and Newcomb Avenue as part of the Quint Street Railroad Crossing Improvement Project; quitclaiming the City's interest in the vacation areas to the Peninsula Corridor Joint Powers Board; reserving easement rights for the benefit of the City for its utilities; accepting a Department of Public Works Order concerning the street vacation; and authorizing official acts in connection with this Ordinance, making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried without objection.

Supervisor Cohen, seconded by Supervisor Farrell, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Ordinance ordering the vacation of portions of Quint Street, McKinnon Avenue and Newcomb Avenue as part of the Quint Street Railroad Crossing Improvement Project; approving a quitclaim of the City's interest in the vacation areas to the Peninsula Corridor Joint Powers Board (JPB), subject to specified conditions; reserving easement rights for the benefit of the City for its utilities and the JPB; accepting a Department of Public Works Order concerning the street vacation; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1; and authorizing official acts in connection with this Ordinance.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Supervisor Avalos was noted absent at 3:17 p.m., and noted present at 3:25 p.m.

PUBLIC COMMENT

Carol Ruth Silver, former Member of the Board of Supervisors; expressed support for proposed resolution urging reform for Proposition 13.
Jane Morrison; expressed support for proposed resolution urging reform for Proposition 13.
David Elliott Lewis; expressed various concerns relating to case management.
Christopher Dahl; expressed various concerns.
Male Speaker; expressed various concerns relating to buildings owned by the Thakor family.
Sky Chandler; expressed support for proposed resolution urging reform for Proposition 13.
Julia Wallace; expressed support for proposed resolution urging reform for Proposition 13.
Molly Lazarus; expressed support for proposed resolution urging reform for Proposition 13.
Meredith Charpantier; expressed support for proposed resolution urging reform for Proposition 13.
Anton Krukowski; expressed support for proposed resolution urging reform for Proposition 13.
Willie Wyatt; expressed support for proposed resolution urging reform for Proposition 13.
Arienne Adamcikova; expressed support for proposed resolution urging reform for Proposition 13.
Max Rosthing, Tamsin Raitz, Sevastian Veracuevas; expressed support for proposed resolution urging reform for Proposition 13.
Erica Bleicher; expressed support for proposed resolution urging reform for Proposition 13.
Matt Haney; expressed support for proposed resolution urging reform for Proposition 13.
Emil Margolis; expressed support for proposed resolution urging reform for Proposition 13.
Ian Fregosi; expressed support for proposed resolution urging reform for Proposition 13.
Margaret Minolte; expressed concerns relating to public housing and free WiFi.
Frank Riskah; expressed support for proposed resolution urging reform for Proposition 13.
Vera Vercose; expressed support for proposed resolution urging reform for Proposition 13.
Tom Gilberty; expressed various concerns relating to Muni and noise pollution.
Margot Antonetty (Department of Public Health); expressed support for the proposed resolution relating to buildings owned by the Thakor family.
Male Speaker; expressed various religious concerns.
Edmond Larry Juizye; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140566 [National Hepatitis Awareness Month - May 2014]

Sponsors: Chiu; Mar

Resolution declaring May 2014 as National Hepatitis Awareness Month in the City and County of San Francisco, with the goal of raising awareness of Hepatitis B and C, encouraging residents to know their hepatitis status, and supporting efforts to make San Francisco the first City in America to be free of hepatitis.

Supervisor Mar requested to be added as a co-sponsor.

ADOPTED

140567 [Urging Department of Public Health to Divest From Buildings Owned by the Thakor Family Due to Building Code Violations]

Sponsors: Kim; Mar

Resolution urging the Department of Public Health to divest all City and County of San Francisco resources from buildings owned and/or operated by the Thakor Family that have a history of building code violations or outstanding notices of violation, in the most expeditious and responsible manner possible, as well as developing and implementing a plan to relocate tenants currently still residing in these buildings.

ADOPTED

140568 [Rabbi Martin S. Weiner Day - June 6, 2014]

Sponsors: Wiener; Farrell

Resolution honoring the 50th Anniversary of Rabbi Martin S. Weiner's ordination, by Hebrew Union College - Jewish Institute of Religion in 1964, and declaring June 6, 2014, to be Rabbi Martin S. Weiner Day in the City and County of San Francisco.

ADOPTED

140569 [Urging the Passage of California Assembly Bill 2125 (Ridley-Thomas) - Childcare Standard Reimbursement Rates]

Sponsors: Yee; Mar

Resolution urging the California State Legislature to pass Assembly Bill 2125, introduced by Assemblymember Ridley-Thomas, which would increase childcare standard reimbursement rates.

Supevisor Mar requested to be added as a co-sponsor.

ADOPTED

140572 [Concurring in the Continuation of the Revised Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]

Motion concurring in the continuation of the "Rim Fire" Revised Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board)

Motion No. M14-091

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 140565 be severed so that it may be considered separately.

Supervisor Yee Excused from Voting

Supervisor Mar, seconded by Supervisor Kim, moved that Supervisor Yee be excused from voting on File No. 140565. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener
Excused: 1 - Yee

140565 [Designation - League of California Cities Voting Delegate and Alternate - Supervisor Norman Yee and Treasurer-Tax Collector José Cisneros]

Sponsor: Mayor

Resolution designating Supervisor Norman Yee as the League of California Cities voting delegate, and Treasurer-Tax Collector José Cisneros as the League of California Cities alternate voting delegate.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener
Excused: 1 - Yee

Supervisor Cohen requested that File No. 140573 be severed so that it may be considered separately.

140573 [Urging the California State Legislature to Close the Commercial Property Tax Loophole Implemented through Proposition 13]

Sponsors: Cohen; Yee, Mar, Chiu, Kim and Campos

Resolution urging the State legislature of California to close the commercial property tax loophole implemented through Proposition 13.

Supervisors Mar, Chiu, Kim, and Campos requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Wiener, seconded by Supervisor Breed, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Wiener, seconded by Supervisor Breed, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140615 [Urging End to Muni Sick-Out and a Return to the Arbitration Process]
Sponsors: Wiener; Breed, Tang, Cohen and Farrell
Resolution urging San Francisco Municipal Railway drivers to immediately end their sick-out and return to work and urging both the drivers and Muni management to participate in the arbitration process to arrive at a contract.

Supervisors Breed, Tang, Cohen, and Farrell requested to be added as co-sponsors.

The President inquired as to whether any member of the public wished to address the Board relating to urging an end to Muni sick-out and a return to the arbitration process as referenced in File No. 140615. Tom Gilberty; spoke in support of the matter. There were no other speakers. The President declared public comment closed.

Supervisor Avalos, seconded by Supervisor Wiener, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, after accepting several friendly amendments from his colleagues. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED RESOLUTIONS

140582 [Contract Amendment - Global Tel*Link - Inmate Telephone Services - $3,000,000]
Resolution authorizing the Sheriff's Department to enter into a second amendment to the existing contract with Global Tel*Link for inmate telephone services to extend the contract term to May 31, 2015, to reduce the calling rates for inmate telephone calls per FCC Regulation, to modify the commission paid to the Sheriff's Department, and to modify the additional annual payment to the Sheriff's Department, which will result in an anticipated revenue to the Inmate Welfare Fund of more than $3,000,000 over the five-year contract term. (Sheriff)

05/22/14; RECEIVED FROM DEPARTMENT.

06/03/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140585 [Report of Assessment Costs for Sidewalk Inspection and Repair Program]
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs through the Sidewalk Inspection and Repair Program ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

05/23/14; RECEIVED FROM DEPARTMENT.

06/03/14; RECEIVED AND ASSIGNED to Board of Supervisors.

140586 [Emergency Contract - Flatiron, West, Inc. - Repair Lower Cherry Aqueduct - Not to Exceed $16,000,000]
Resolution approving an emergency public work contract between the Public Utilities Commission and Flatiron, West, Inc., under San Francisco Administrative Code, Section 6.6, to perform immediate work to repair Lower Cherry Aqueduct in response to an emergency drought declaration with a contract amount not to exceed $16,000,000. (Public Utilities Commission)

05/23/14; RECEIVED FROM DEPARTMENT.

06/03/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140589 [Contract Amendment - State Department of Health Care Services - Substance Use Disorder Services - FY2013-2014 - $70,682,740]
Resolution retroactively authorizing the Department of Public Health - Community Behavioral Health Services (DPH-CBHS) to enter into an amended FY2013-2014 Contract for Substance Use Disorder Services with the State Department of Health Care Services for the term of July 1, 2010, through June 30, 2014, in the amount of $70,682,740 and authorizing and designating the DPH County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. (Public Health Department)

05/23/14; RECEIVED FROM DEPARTMENT.

06/03/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:07 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

GOVERNMENT
DOCUMENTS DEPT

JUN 13 2014

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PUBLIC LIBRARY

Tuesday, June 10, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

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ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:18 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Farrell, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of May 6, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

Mayor Edwin Lee addressed the Board of Supervisors for up to five minutes. Following public comment this matter was filed. No further action was taken.

HEARD AND FILED

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

140151 [Administrative Code - Local Hire and Prevailing Wages for Construction Projects on City-Owned Property Pursuant to California Law]

Sponsors: Avalos; Breed, Campos, Chiu, Kim, Mar, Wiener, Yee, Farrell, Cohen and Tang

Ordinance amending the Administrative Code to provide that the City's Local Hiring Policy apply to construction projects on property owned by the City and payment of Prevailing Wages pursuant to California law.

FINALLY PASSED

140383 [Administrative Code - Prevailing Wage for Special Event or Trade Show Work on City Property]

Sponsors: Wiener; Chiu and Cohen

Ordinance amending the Administrative Code to require that prevailing wages be paid for work involving the on-site installation, set-up, assembly, and dismantling of temporary exhibits, displays, booths, modular systems, signage, drapery, specialty furniture, floor coverings, and decorative materials in connection with trade shows, conventions, expositions, and other special events on City property.

FINALLY PASSED

Recommendations of the Rules Committee

140315 [Settlement of Claim - American Airlines, Inc. - Assumption of Lease Obligations and Allocation of Relocation Reimbursement Credits]

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco against American Airlines, Inc., and its affiliated entities in In re: American Airlines, Inc., et al., Case No. 11-15463 SHS, United States Bankruptcy Court for the Southern District of New York, pursuant to a Cure Stipulation; the Cure Stipulation resolves the claim filed by the City and provides for American's assumption of its leases, permits, and related agreement related to American's operations at San Francisco International Airport; under the Cure Stipulation, the Airport will apply certain credits owed by Airport related to American's interim relocation from Terminal 3 Boarding Area E to Terminal 2 Boarding Area D to the amounts owed by American under its leases, permits, and related obligations; further, the Airport will apply the remaining amount of the relocation related credits to American's future obligations; the Cure Stipulation further provides for American's assumption of an agreement related to environmental clean-up and monitoring costs at the Airport. (City Attorney)

FINALLY PASSED

140368 [Settlement of Lawsuit - Jacqueline Ortega - $221,175]

Ordinance authorizing settlement of the lawsuit filed by Jacqueline Ortega against the City and County of San Francisco for $221,175; the lawsuit was filed on November 15, 2012, San Francisco Superior Court, Case No. CGC-12-526188; entitled Jacqueline Ortega, et al. v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

140369 [Settlement of Lawsuit - Patricia MacDonald - $125,000]

Ordinance authorizing settlement of the lawsuit filed by Patricia MacDonald against the City and County of San Francisco for $125,000; the lawsuit was filed on July 16, 2010, in San Francisco Superior Court, Case No. CGC-10-501646; entitled Patricia MacDonald v. City and County of San Francisco, et al.

FINALLY PASSED

140370 [Settlement of Lawsuit - Iva Johnson - $105,000]

Ordinance authorizing settlement of the lawsuit filed by Iva Johnson against the City and County of San Francisco for $105,000; the lawsuit was filed on May 2, 2012, in San Francisco Superior Court, Case No. CGC-12-520470; entitled Iva Johnson v. City and County of San Francisco.

FINALLY PASSED

140402 [Settlement of Lawsuit - Jon Gatto - $26,000]

Ordinance authorizing settlement of the lawsuit filed by Jon Gatto against the City and County of San Francisco for $26,000; the lawsuit was filed on December 10, 2012, in San Francisco Superior Court, Case No. CGC-12-518200; entitled Jon Gatto v. City and County of San Francisco. (City Attorney)

FINALLY PASSED

140403 [Settlement of Lawsuit - Jameson Ashley - $150,000]

Ordinance authorizing settlement of the lawsuit filed by Jameson Ashley against the City and County of San Francisco for $150,000; the lawsuit was filed on January 26, 2012, in the United States District Court for the Northern District of California, Case No. C-12-0045-JST; entitled Jameson Ashley v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

140404 [Settlement of Lawsuit - Stantec Consulting Services, Inc. - City to Receive $15,285,000]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Stantec Consulting Services, Inc., and Stantec Architecture, Inc., for $15,285,000; the lawsuit was filed on December 12, 2011, in Alameda County Superior Court, Case No. RG13679711; entitled City and County of San Francisco v. Stantec Consulting Services Inc., et al. (City Attorney)

FINALLY PASSED

140405 [Settlement of Lawsuit - Chris Escher - $40,000]

Ordinance authorizing settlement of the lawsuit filed by Chris Escher against the City and County of San Francisco for $40,000; the lawsuit was filed on August 14, 2012, in San Francisco Superior Court, Case No. CGC-12-523236; entitled Chris Escher v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

140406 [Settlement of Lawsuit - LaVaughan Butler-Moore - $43,000]

Ordinance authorizing settlement of the lawsuit filed by LaVaughan Butler-Moore against the City and County of San Francisco for $43,000; the lawsuit was filed on April 2, 2009, in San Francisco Superior Court, Case No. CGC-09-486869; entitled LaVaughan Butler-Moore v. City and County of San Francisco, et al. (City Attorney)

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

140453 [Street Vacation - Quint Street Railroad Crossing Improvement Project - Quint Street, McKinnon Ave, and Newcomb Ave]

Sponsor: Cohen

Ordinance ordering the vacation of portions of Quint Street, McKinnon Avenue and Newcomb Avenue as part of the Quint Street Railroad Crossing Improvement Project; approving a quitclaim of the City's interest in the vacation areas to the Peninsula Corridor Joint Powers Board (JPB), subject to specified conditions; reserving easement rights for the benefit of the City for its utilities and the JPB; accepting a Department of Public Works Order concerning the street vacation; affirming the Planning Department's determination under the California Environmental Quality Act; adopting findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1; and authorizing official acts in connection with this Ordinance.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

140311 [Avigation Easements - San Mateo County - San Francisco International Airport's Noise Insulation Program]

Resolution approving the acquisition of 28 Avigation Easements from various property owners in San Mateo County required for the San Francisco International Airport's Noise Insulation Program (Project); adopting findings that the Project is categorically exempt from environmental review under the California Environmental Quality Act Class 1: Existing Facilities; adopting findings that the acquisition is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property and Mayor to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140333 [Airport Lease Modification - Continental Airlines, Inc. - Early Termination of Lease]

Resolution approving and authorizing the execution of Modification No. 2 to Lease L10-0275 with Continental Airlines, Inc., at San Francisco International Airport to grant early termination of the Lease.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140334 [Contract Amendment - Bridgestone Americas Tire Operations, LLC - $11,750,000]

Resolution authorizing the Office of Contract Administration to enter into the Sixth Amendment between the City and County of San Francisco and Bridgestone Americas Tire Operations, LLC, for the rental of bus tires, in which the amendment shall increase the contract limit from $9,950,000 to $11,750,000. (Office of Contract Administration)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140376 [Professional Services Agreement - FSP PPM Management, LLC - Curbside Management Program - Not to Exceed $16,938,693]

Resolution approving Amendment No. 2 to Professional Services Agreement, Airport Contract No. 8994, to manage and staff the Curbside Management Program between FSP PPM Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed $16,938,693 pursuant to San Francisco Charter, Section 9.118(b), for a term commencing July 1, 2014, through June 30, 2015.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140450 [Real Property Lease Amendment - Spectrum Realty, L.P. - 833 Mission Street]
Sponsor: Kim

Resolution retroactively authorizing the Municipal Transportation Agency to execute the lease amendment (Third Amendment) to the retail lease dated February 18, 2004, with Sprint Spectrum Realty, L.P., (Tenant) for 2,152 sq. ft. retail space at the Fifth and Mission/Yerba Buena Garage, located at 833 Mission Street; said amendment to extend the retail lease for an additional five years beginning June 1, 2014, and provide additional rent of $689,049 plus provide a one five-year option that will, if exercised, provide additional rent of $798,813.
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140456 [Boarding Area C Coffee Shop Lease - Green Beans Coffee Osteria - SFO Group - Annual Rent of $52,176 - FY2014-2015]

Resolution approving the Boarding Area C Coffee Shop Lease between Green Beans Coffee Osteria - SFO Group and the City and County of San Francisco, acting by and through its Airport Commission, for a ten year term with annual rent of $52,176 for FY2014-2015. (Airport Commission)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140474 [Contract Approval - Thales Transport & Security, Inc. - Advanced Train Control System for San Francisco Municipal Transportation Agency Central Subway Project - $21,363,292]

Resolution authorizing the San Francisco Municipal Transportation Agency to execute Advanced Train Control System Contract with Thales Transport & Security, Inc., for design and construction of Advanced Train Control System for the Central Subway Project for amount not to exceed $21,363,292 for a 1,700 day term, to commence upon Board approval. (Municipal Transportation Agency)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140511 [Accept and Expend Grant - Mental Health Triage Personnel Grant - $1,751,827]

Sponsor: Mayor

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of $1,751,827 from Mental Health Services Oversight and Accountability Commission to participate in a program entitled Mental Health Triage Personnel Grant for the period of April 1, 2014, through June 30, 2014, waiving indirect costs.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140514 [Accept and Expend Grant - HIV CARE Program/Single Allocation Model - $2,663,405]

Sponsor: Wiener

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of $2,663,405 from the State of California to participate in a program entitled "HIV CARE Program/Single Allocation Model" for the period of April 1, 2014, through March 31, 2015; and waiving indirect costs.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140515 [Accept and Expend Grant - Capacity Building for High-Impact HIV Prevention, Category A - $1,000,000]

Sponsor: Wiener

Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of $1,000,000 from Centers for Disease Control and Prevention to participate in a program entitled "Capacity Building for High-Impact HIV Prevention, Category A" for the period of April 1, 2014, through March 31, 2015.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140560 [Sublease of Real Property - San Francisco Child Abuse Prevention Center - 3450 Third Street - Initial Monthly Rent $22,113.10]

Sponsors: Mayor; Cohen

Resolution retroactively authorizing the sublease of real property of approximately nine years, with an effective date of April 1, 2014, for approximately 6,024 square feet of space at 3450 Third Street, with the San Francisco Child Abuse Prevention Center, a California nonprofit corporation, as sublessor, for use by the Children's Advocacy Center of San Francisco through the Human Services Agency, at the initial monthly rent of $22,113.10 for the period from April 1, 2014, through March 31, 2015.
(Fiscal Impact)

Supervisor Breed stated for the record that in the future the Department of Real Estate needs to ensure they are working collaboratively with the Board of Supervisors in a timely manner and not retroactively on leases.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation from the Government Audit and Oversight Committee

130374 [Campaign and Governmental Conduct Code - Lobbying and Ethics Regulations]

Sponsor: Chiu

Ordinance amending the Campaign and Governmental Conduct Code to expand the definition of a lobbyist; expand the definition of an Officer of the City and County; expand the list of reportable lobbying contacts; hold employers and clients of lobbyists jointly and severally liable for violations of this Ordinance committed by the lobbyist on behalf of that employer or client; enhance lobbyist training, auditing, and record-keeping requirements; require public reports about City officials who fail to file Statements of Economic Interest; require a public guide to local campaign finance laws; require permit consultants to register with the Ethics Commission and file quarterly disclosure reports; and require major developers to disclose donations to nonprofits active in the City.

Supervisor Chiu, seconded by Supervisor Breed, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

140382 [Planning Code - Designation of 1007 Market Street (aka James G. Walker Building)]

Sponsor: Kim

Ordinance amending the Planning Code to change the designation of 1007 Market Street (aka James G. Walker Building), Assessor's Block No. 3703, Lot No. 078, from Category V (Unrated) to Category III (Contributory) under Planning Code. Article 11; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140416 [Police Code - Hospitality Industry Worker Retention]
Sponsors: Kim; Cohen, Campos, Mar and Avalos
Ordinance amending the Police Code to require large hospitality industry employers to retain employees for up to 90 days upon a change in control of the hospitality establishment; and to provide judicial remedies for violation of the Ordinance.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Neighborhood Services and Safety Committee

140317 [Administrative Code - Irrevocable Employer Health Care Expenditure Requirement]
Sponsors: Campos; Avalos, Kim, Mar, Yee and Cohen
Ordinance revising the Health Care Security Ordinance to require all health care expenditures to be made irrevocably; to clarify that the existing City public benefit program known as the Health Access Program (HAP) has two component programs, Healthy San Francisco and Medical Reimbursement Accounts; to charge the Department of Public Health with creating a plan to maximize HAP participants' enrollment in the State health insurance exchange, Covered California, by plan year 2016; and to set an operative date of October 1, 2014.

Supervisor Cohen requested to be added as a co-sponsor.

Supervisor Campos, seconded by Supervisor Breed, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Ordinance revising the Health Care Security Ordinance to phase in over a three-year period requirement that all health care expenditures to be made irrevocably; to permit waiver of unused portions of certain revocable expenditures; to clarify that the existing City public benefit program known as the Health Access Program (HAP) has two component programs, Healthy San Francisco and Medical Reimbursement Accounts; to charge the Department of Public Health with creating a plan to maximize HAP participants' enrollment in the State health insurance exchange, Covered California, by plan year 2016.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Campos, seconded by Supervisor Chiu, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Campos introduced, welcomed, and presented a Certificate of Honor to Valerie Tulier, a.k.a. Mama Bear, of the Mission Beacon in recognition of her accomplishments and continued community support.

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to the San Francisco Family Support Network in recognition of their accomplishments on their 10th year anniversary and continued community support.

COMMITTEE REPORTS

Recommendation of the Rules Committee

140521 [Appointments, Sunshine Ordinance Task Force - Mark Rumold, Ali Winston, Josh Wolf, Allyson Washburn, Lee Hepner, and Chris Hyland]

Motion appointing Mark Rumold, Ali Winston (residency requirement waived), Josh Wolf, Allyson Washburn, Lee Hepner, and Chris Hyland, terms ending April 27, 2016, to the Sunshine Ordinance Task Force. (Rules Committee)

Motion No. M14-092

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Peter Warfield (Library User's Assocation); spoke expressing various concerns SF Public Library, due process, and new rules.
Male Speaker; expressed various concerns and played related audio commentary relating to toxic metals.
Male Speaker; expressed various concerns relating to cracks in streets around bus zones and associated repairs.
John DiDonna; shared in poem certain concerns with the Board.
Male Speaker; expressed various religious concerns.
Chistopher Dahl; expressed various concerns relating to his autobiographical sketch and homophobia.
Milo Hanke; spoke in opposition to the proposed legislation relating to existing litigation relating to Contest Promotions, LLC.
Jim Ruben; spoke in support to the proposed legislation relating to existing litigation relating to Contest Promotions, LLC.
Charles Grisham; expressed various concerns relating to construction disruption.
Thomas Piccarillo; expressed concerns relating to attendance during public comment.

Supervisor Farrell was noted absent at 4:23 p.m. for the remainder of the meeting.

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY - Existing Litigation

140661 [Closed Session - Existing Litigation - Contest Promotions, LLC - City to Receive $375,000]

Motion that the Board of Supervisors convene in closed session on June 10, 2014, for the purpose of conferring with, or receiving advice from the City Attorney regarding existing litigation relating to the lawsuit filed on September 22, 2009, in the United States District Court for the Northern District of California, Case No. CV-09-4434 SI (MEJ); entitled Contest Promotions, LLC v. City of San Francisco, et al.; in which the City is a defendant; pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), which permits this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the existing litigation. (Clerk of the Board)

During general public comment, Angela Calvillo, Clerk of the Board, inquired as to whether any member of the public wished to address the Board regarding convening in closed session. Milo Hanke; spoke in opposition to the proposed legislation relating to existing litigation relating to Contest Promotions, LLC. Jim Ruben; spoke in support to the proposed legislation relating to existing litigation relating to Contest Promotions, LLC. There were no other speakers. The President declared public comment closed.

CONVENED IN CLOSED SESSION

The Board recessed at the hour of 4:25 p.m. to convene in closed session pursuant to the above motion.

The following Supervisors were noted present: Supervisors Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener, Yee

Persons in attendance:
Jim Emery, Deputy City Attorney
Scott Sanchez, Zoning Administrator
Dan Sider, Planning Department
Tom Lakritz, Deputy City Attorney
Jon Givner, Deputy City Attorney
Rick Caldeira, Legislative Deputy

Matter was heard in closed session, no action was taken, and the hearing was filed.

RECONVENED AS THE BOARD

The Board reconvened at the hour of 4:43 p.m.

The following Supervisors were noted present: Supervisors Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener, Yee

Motion No. M14-093

Supervisor Mar, seconded by Supervisor Kim, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener, Yee
Absent: 1 - Farrell

Supervisor Farrell Excused for the Remainder of the Meeting

Supervisor Mar, seconded by Supervisor Cohen, moved to excuse Supervisor Farrell for the remainder of the meeting. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Farrell

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interests of the public that the Board elect at this time not to disclose its closed session deliberations.

Supervisor Mar, seconded by Supervisor Avalos, moved that this be MOTION. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Farrell

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140659 [Resolution Correcting Resolution No. 168-14 - Correcting the Calle 24 ("Veinticuatro") Latino Cultural District by Removing La Raza Park and Precita Park]

Sponsors: Mayor; Campos

Resolution correcting Resolution No. 168-14 establishing the Calle 24 ("Veinticuatro") Latino Cultural District in San Francisco, by removing La Raza Park and Precita Park.

ADOPTED

140660 [Urging the California State Legislature to Pass Assembly Bill 2372 (Ammiano and Bocanegra)]

Sponsors: Mar; Campos and Chiu

Resolution urging the California State Legislature to pass Assembly Bill 2372, introduced by Assemblymembers Ammiano and Bocanegra, that will clarify the definition of "change of ownership" in current law for commercial property to prevent cases where 100% change of ownership occurs, but reassessment is avoided.

Supervisor Chiu requested to be added as a co-sponsor.

ADOPTED

140583 [Committee of the Whole - Report of Assessment Costs for Sidewalk Inspection and Repair Program]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 17, 2014, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs through the Sidewalk Inspection and Repair Program ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

Motion No. M14-094

APPROVED

140662 [Retroactive Waiver Permitting City Employees to Assist the Department of Elections with the June 3, 2014, Consolidated Statewide Primary Election]
Sponsor: Chiu
Motion granting a retroactive waiver from the prohibition imposed by City Charter, Section 13.104.5, to permit City employees to assist the Department of Elections with the June 3, 2014, consolidated statewide primary election.

Motion No. M14-095

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener, Yee
Excused: 1 - Farrell

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

140595 [Waiving Competitive Solicitation Requirement to Procure Specialized Environmental Services - Professional Services Agreement - East Harbor Marina Sediment Remediation and Facility Renovation Project - Leidos, Inc. - Not to Exceed $2,000,000]

Ordinance waiving the competitive solicitation requirement under Administrative Code, Section 6.40, and authorizing the General Manager of the Recreation and Park Department to enter into a professional services agreement with Leidos, Inc., in an amount not to exceed $2,000,000 for the purpose of performing specialized environmental services for the San Francisco East Harbor Marina Sediment Remediation and Facility Renovation Project, to commence following Board approval. (Recreation and Park Department)

05/23/14; RECEIVED FROM DEPARTMENT.

06/10/14; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 7/10/2014.

140596 [Administrative Code - Department of Public Health Leasing of Equipment]

Ordinance amending the Administrative Code to authorize the Department of Public Health to enter into operating leases for equipment. (Public Health Department)

05/30/14; RECEIVED FROM DEPARTMENT.

06/10/14; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee, expires on 7/10/2014.

140597 [Settlement of Lawsuit - Cole Anderson - $35,000]

Ordinance authorizing settlement of the lawsuit filed by Cole Anderson against the City and County of San Francisco for $35,000; the lawsuit was filed on February 25, 2013, in San Francisco Superior Court, Case No. CGC-13-528964; entitled Cole Anderson, a Minor v. City and County of San Francisco. (City Attorney)

06/02/14; RECEIVED FROM DEPARTMENT.

06/10/14; RECEIVED AND ASSIGNED to Rules Committee.

140598 [Settlement of Lawsuit - Sonya Knudsen - $465,000]

Ordinance authorizing settlement of the lawsuit filed by Sonya Knudsen against the City and County of San Francisco, John Martin and Blake Summers for $465,000; the lawsuit was filed on April 19, 2012, in United States District Court, Northern District of California, Case No. CV 12 1944 JST; entitled Sonya Knudsen v. City and County of San Francisco, San Francisco International Airport, John Martin, and Blake Summers. (City Attorney)

06/02/14; RECEIVED FROM DEPARTMENT.

06/10/14; RECEIVED AND ASSIGNED to Rules Committee.

140599 [Settlement of Lawsuit - Jay Korber - $3,697,519]

Ordinance authorizing settlement of the lawsuit filed by Jay Korber against the City and County of San Francisco for $3,697,519; the lawsuit was filed on April 12, 2013, in San Francisco Superior Court, Case No. CGC-13-530600; entitled Jay Korber v. City and County of San Francisco, et al. (City Attorney)

06/02/14; RECEIVED FROM DEPARTMENT.

06/10/14; RECEIVED AND ASSIGNED to Rules Committee.

140600 [Settlement of Lawsuit - Mark Morgan - $238,000]

Ordinance authorizing settlement of the lawsuit filed by Mark Morgan against the City and County of San Francisco for $238,000; the lawsuit was filed on November 2, 2011, in San Francisco Superior Court, Case No. CGC-11-515615; entitled Mark Morgan v. City and County of San Francisco, et al. (City Attorney)

06/02/14; RECEIVED FROM DEPARTMENT.

06/10/14; RECEIVED AND ASSIGNED to Rules Committee.

140605 [Settlement of Lawsuit - Joseph Luebberke - $100,000]

Ordinance authorizing settlement of the lawsuit filed by Joseph Luebberke against the City and County of San Francisco for $100,000; the lawsuit was filed on January 21, 2011, in San Francisco Superior Court, Case No. CGC-11-507528; entitled Joseph Luebberke v. City and County of San Francisco. (City Attorney)

06/02/14; RECEIVED FROM DEPARTMENT.

06/10/14; RECEIVED AND ASSIGNED to Rules Committee.

140606 [Settlement of Lawsuit - Maria Reyes Jimenez de Melendrez - $90,000]

Ordinance authorizing settlement of the lawsuit filed by Maria Reyes Jimenez de Melendrez and Arnulfo Jimenez against the City and County of San Francisco for $90,000; the lawsuit was filed on September 11, 2012, in San Francisco Superior Court, Case No. CGC-12-524112; entitled Maria Reyes Melendrez De Jimenez, et al. v City and County of San Francisco. (City Attorney)

06/02/14; RECEIVED FROM DEPARTMENT.

06/10/14; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

140607 [Settlement of Claim - Pacific Gas and Electric Company - $112,204]

Resolution approving the settlement of the unlitigated claim filed by Pacific Gas and Electric Company against the City and County of San Francisco for $112,204; claim was filed on May 28, 2013. (City Attorney)

06/02/14; RECEIVED FROM DEPARTMENT.

06/10/14; RECEIVED AND ASSIGNED to Rules Committee.

140608 [Contract Agreement - URS Corporation - Engineering Support Services - $28,500,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendment No. 4 to an agreement with URS Corporation, increasing the length of the agreement by up to two years, nine months, until May 24, 2019, for a total duration of fifteen years and nine months, and increasing the estimated cumulative contract amount from $24,000,000 to $28,500,000 for engineering support services for the Water Enterprise Water System Improvement Program-funded Agreement No. CS-716, Calaveras Dam Replacement, pursuant to Charter Section 9.118(b). (Public Utilities Commission)

06/02/14; RECEIVED FROM DEPARTMENT.

06/10/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140611 [Report of Assessment Costs for Accelerated Sidewalk Abatement Program Blighted Properties]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties through the Accelerated Sidewalk Abatement Program ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

06/02/14; RECEIVED FROM DEPARTMENT.

06/10/14; RECEIVED AND ASSIGNED to Board of Supervisors.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:45 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, June 17, 2014 - 2:00 PM

GOVERNMENT
DOCUMENTS DEPT

JUN 20 2014

SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:09 p.m. On the call of the roll, Supervisors Cohen and Kim were noted not present.

Supervisor Cohen was noted present at 2:10 p.m.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Campos, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of May 13, 2014. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Land Use and Economic Development Committee

140382 [Planning Code - Designation of 1007 Market Street (aka James G. Walker Building)]

Sponsor: Kim

Ordinance amending the Planning Code to change the designation of 1007 Market Street (aka James G. Walker Building), Assessor's Block No. 3703, Lot No. 078, from Category V (Unrated) to Category III (Contributory) under Planning Code. Article 11; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

FINALLY PASSED

140416 [Police Code - Hospitality Industry Worker Retention]

Sponsors: Kim; Cohen, Campos, Mar and Avalos

Ordinance amending the Police Code to require large hospitality industry employers to retain employees for up to 90 days upon a change in control of the hospitality establishment; and to provide judicial remedies for violation of the Ordinance.

FINALLY PASSED

Recommendations of the Rules Committee

140587 [Appointments, Child Care Planning and Advisory Council - Roslyn Mardis and Sandee Blechman]

Motion appointing Roslyn Mardis, term ending March 19, 2016, and Sandee Blechman, term ending September 14, 2017, to the Child Care Planning and Advisory Council. (Rules Committee)

Motion No. M14-096

APPROVED

140588 [Appointments, SOMA Community Stabilization Fund Community Advisory Committee - Joel Merchan, Conny Ford, Kristian Ongoco, Allan Manalo, John Elberling, and Thomas Temprano]

Motion appointing Kristian Ongoco and Allan Manalo, terms ending April 27, 2015, and Joel Merchan, Conny Ford, John Elberling, and Thomas Temprano, terms ending April 27, 2016, to the SOMA Community Stabilization Fund Community Advisory Committee. (Rules Committee)

Motion No. M14-097

APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Government Audit and Oversight Committee

130374 [Campaign and Governmental Conduct Code - Lobbying and Ethics Regulations]
Sponsors: Chiu; Cohen

Ordinance amending the Campaign and Governmental Conduct Code to expand the definition of a lobbyist; expand the definition of an Officer of the City and County; expand the list of reportable lobbying contacts; hold employers and clients of lobbyists jointly and severally liable for violations of this Ordinance committed by the lobbyist on behalf of that employer or client; enhance lobbyist training, auditing, and record-keeping requirements; require public reports about City officials who fail to file Statements of Economic Interest; require a public guide to local campaign finance laws; require permit consultants to register with the Ethics Commission and file quarterly disclosure reports; and require major developers to disclose donations to nonprofits active in the City.

FINALLY PASSED by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Mar, Tang, Wiener, Yee
Absent: 1 - Kim

Supervisor Kim, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Kim was noted present at 2:12 p.m.

Referred Without Recommendation from the Land Use and Economic Development Committee

140148 [Street Encroachment - 1410 Stanyan Street]

Resolution granting revocable permission to Kieran J. Woods to occupy a portion of the public right-of-way to construct and maintain various improvements, including a driveway, associated retaining wall, a vehicular carousel to provide access to a proposed new single family dwelling at 1410 Stanyan Street (Assessor's Block No. 2706, Lot No. 035), landscaping, stairs leading to a public sitting area, and other related improvements within an existing unimproved portion of Stanyan Street between Clarendon and Mountain Spring Avenues; conditioning the permit; affirming the Planning Department's determination under the California Environmental Quality Act; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

NOT ADOPTED by the following vote:

Noes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Neighborhood Services and Safety Committee

140317 [Administrative Code - Irrevocable Employer Health Care Expenditure Requirement]
Sponsors: Campos; Avalos, Kim, Mar, Yee, Cohen, Breed and Farrell
Ordinance revising the Health Care Security Ordinance to phase in over a three-year period requirement that all health care expenditures to be made irrevocably; to permit waiver of unused portions of certain revocable expenditures; to clarify that the existing City public benefit program known as the Health Access Program (HAP) has two component programs, Healthy San Francisco and Medical Reimbursement Accounts; to charge the Department of Public Health with creating a plan to maximize HAP participants' enrollment in the State health insurance exchange, Covered California, by plan year 2016.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendation of the Rules Committee

140371 [Settlement of Lawsuit - Contest Promotions, LLC - City to Receive $375,000]
Ordinance authorizing settlement of the lawsuit filed by Contest Promotions, LLC, against the City and County of San Francisco for $375,000; the lawsuit was filed on September 22, 2009, in the United States District Court for the Northern District of California, Case No. CV-09-4434 SI (MEJ); entitled Contest Promotions, LLC, v. City of San Francisco, et al.; other material terms of said settlement include resolution of Notices of Violation for unpermitted general advertising signs. (City Attorney)

Supervisor Wiener, seconded by Supervisor Breed, moved that this Ordinance be CONTINUED ON FIRST READING to July 15, 2014. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Wiener, seconded by Supervisor Mar, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Wiener, seconded by Supervisor Kim, moved that this Ordinance be CONTINUED ON FIRST READING to July 8, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

140479 [Appropriation - Proceeds from Revenue Bonds, Bay Area Water Supply and Conservation Agency Pre-payment Bonds, Water Revenues and Water Capacity Fees of $363,758,000 for Water Capital Improvements - FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Ordinance appropriating $363,758,000 of proceeds from revenue bonds, Bay Area Water Supply and Conservation Agency pre-payment bonds, water revenues and water capacity fees for the Public Utilities Commission (PUC) Water Enterprise's Capital Improvement Program for FY2014-2015 at $181,213,000 and FY2015-2016 at $182,545,000; and placing $229,023,000 by project on Controller's reserve subject to PUC's and Board of Supervisors' approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness.
(Fiscal Impact)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140480 [Appropriation - Proceeds from Revenue Bonds, Hetch Hetchy Revenue, Cap and Trade Allowance of $217,478,836 for Hetch Hetchy Water and Power Capital Improvements Amending - Ordinance Nos. 110-12, 123-12, and 200-12 – FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Ordinance appropriating $217,478,836 of Hetch Hetchy revenue, Cap and Trade Allowance, Power and Water Revenue Bonds for the Public Utilities Commission (PUC) Hetch Hetchy Capital Improvement Program for FY2014-2015 at $105,878,198 and FY2015-2016 at $111,600,638; and placing $173,755,378 of bond funded appropriation on Controller's reserve by project, subject to PUC and Board of Supervisors' approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness and loan funds amending adopted capital appropriation Ordinances 110-12, 123-12, and 200-12 for the San Francisco Public Utilities Commission including de-appropriation and re-appropriation $16,269,463 of Bond Proceeds and Cap and Trade Allowance Revenue; de-appropriating and re-appropriating $18,769,463 of the Hetch Hetchy Capital Improvement Program Projects; and de-appropriating and re-appropriating $17,300,000 of the CleanPowerSF Community Choice Aggregation Program, and placing $3,000,000 of the FY2015-2016 GoSolarSF appropriation on Budget & Finance Committee reserve.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140481 [Appropriation - Proceeds from Revenue Bonds, Wastewater Revenues and Capacity Fees of $950,906,000 for Wastewater Capital Improvements, and Amending Ordinance No. 108-12 - FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Ordinance appropriating $950,906,000 of proceeds from revenue bonds, wastewater revenue and capacity fees for the Public Utilities Commission (PUC) Wastewater Enterprise's Capital Improvement Program for FY2014-2015 at $342,775,000 and FY2015-2016 at $608,131,000; and placing $846,906,000 by functional improvement area for the Sewer System Improvement Program (SSIP) at $629,504,000 and the non-SSIP project at $217,402,000 on Controller's reserve subject to PUC's and the Board of Supervisors' approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required; receipt of proceeds of indebtedness; and amending Ordinance No. 108-12.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140482 [Power Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed $112,346,843]

Sponsor: Mayor

Ordinance approving the issuance and sale of power revenue bonds by the Public Utilities Commission (PUC) in an aggregate principal amount not to exceed $112,346,843 to finance the costs of various power capital projects benefitting the PUC Power Enterprise, pursuant to City Charter, Section 9.107(8); declaring the official intent of the Commission to reimburse Itself with one or more issues of tax-exempt bonds; and ratifying previous actions taken in connection therewith.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140483 [Wastewater Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed $819,035,941]

Sponsor: Mayor

Ordinance approving the issuance and sale of wastewater revenue bonds by the San Francisco Public Utilities Commission in an aggregate principal amount not to exceed $819,035,941 to finance the costs of various projects benefitting the Wastewater Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; declaring the official intent of the Commission to reimburse itself with one or more issues of tax-exempt bonds; and ratifying previous actions taken in connection therewith.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140484 [Water Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed $209,171,566]

Sponsor: Mayor

Ordinance approving the issuance and sale of water revenue bonds by the Public Utilities Commission in an aggregate principal amount not to exceed $209,171,566 to finance the costs of various capital water projects benefitting the Water Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; declaring the official intent of the Commission to reimburse itself with one or more issues of tax-exempt bonds; and ratifying previous actions taken in connection therewith.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140618 [Interim Proposed Annual Budget and Appropriation Ordinance - FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Interim Proposed Annual Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for selected departments of the City and County of San Francisco as of June 2, 2014, for the FYs ending June 30, 2015, and June 30, 2016.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140620 [Interim Annual Salary Ordinance - FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2015, and June 30, 2016, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Budget and Finance Sub-Committee

140462 [Contract - Guardsmark, LLC - Security Services - $19,785,392]

Resolution retroactively approving the new contract modification between the City and County of San Francisco and Guardsmark, LLC, to provide security services for the Human Services Agency, for the period of February 1, 2014, through January 31, 2018, for a total amount including the three option years in the amount of $19,785,392. (Human Services Agency)
(Fiscal Impact)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Campos, seconded by Supervisor Farrell, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Privilege of the floor was granted to Cori McGovern (Human Services Agency) who responded to questions raised throughout the discussion.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140513 [Accept and Expend Grant - Legal Educational Advocacy Program - $230,121]

Sponsor: Campos

Resolution retroactively authorizing the Public Defender's Office to accept and expend a grant in the amount of $230,121 from the Board of State and Community Corrections for the purposes of implementing a Legal Educational Advocacy Program for the period of January 1, 2014, through December 31, 2014.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140564 [Accept and Expend Grant - State Transportation Development Act, Article 3 - Pedestrian and Bicycle Project - $881,721]

Sponsor: Wiener

Resolution authorizing the acceptance and expenditure of State Transportation Development Act, Article 3, Funds for Pedestrian and Bicycle Project in San Francisco for FY2014-2015 totaling $881,721 including $440,860.50 for the Department of Public Works and $440,860.50 for the Municipal Transportation Agency.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Wiener was noted absent at 2:54 p.m. and noted present at 2:57 p.m.

140589 [Contract Amendment - State Department of Health Care Services - Substance Use Disorder Services - FY2013-2014 - $70,682,740]

Resolution retroactively authorizing the Department of Public Health - Community Behavioral Health Services (DPH-CBHS) to enter into an amended FY2013-2014 Contract for Substance Use Disorder Services with the State Department of Health Care Services for the term of July 1, 2010, through June 30, 2014, in the amount of $70,682,740 and authorizing and designating the DPH County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. (Public Health Department)
(Fiscal Impact)

ADOPTED by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Breed, seconded by Supervisor Campos, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Privilege of the floor was granted to Jason Elliott (Mayor's Office), Harvey Rose, Budget and Legislative Analyst, Ben Rosenfield, Controller, and Jim Stillwell (Department of Public Health) who responded to questions raised throughout the discussion.

ADOPTED by the following vote:
Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Yee
Absent: 1 - Wiener

Supervisor Wiener, seconded by Supervisor Breed, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

140652 [Issuance and Sale of Revenue Bonds - Buchanan Park Apartments - Not to Exceed $15,000,000]

Sponsor: Breed

Resolution approving the issuance and sale of tax-exempt bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed $15,000,000 for financing the acquisition and rehabilitation of the Buchanan Park Apartments, subject to the policies for such approvals adopted by the Board of Supervisors in Ordinance No. 36-07.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140653 [Multifamily Housing Revenue Bonds - 2700 Arelious Walker Drive - Not to Exceed $32,500,000]

Sponsor: Cohen

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $32,500,000 for 2700 Arelious Walker Drive (San Francisco, California 94124); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $32,500,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the project and the application.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140654 [Multifamily Housing Revenue Bonds - 2600 Arelious Walker Drive - Not to Exceed $32,500,000]

Sponsor: Cohen

Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $32,500,000 for 2600 Arelious Walker Drive (San Francisco, California 94124); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $32,500,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the project and the application.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Referred Without Recommendation from the Land Use and Economic Development Committee

140414 [General Plan - Repealing Ordinance No. 108-11 - Adoption of 2009 Housing Element]

Ordinance amending the General Plan by repealing Ordinance No. 108-11 and adopting the 2009 Housing Element; and making findings, including environmental findings, Planning Code, Section 340, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Farrell

Recommendation of the Neighborhood Services and Safety Committee

140259 [Liquor License Transfer - 246 Kearny Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises license for the expansion of premises located at 246 Kearny Street (District 3) to Brian Sheehy for Future Beverages Inc., dba Rick House, will serve the public convenience or necessity of the City and County of San Francisco in accordance with California Business and Professions Code, Section 23958.4. (Neighborhood Services and Safety Committee)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Rules Committee

140341 [Municipal Elections Code - Proponent's and Opponent's Ballot Arguments]

Sponsor: Wiener

Ordinance amending the Municipal Elections Code to prohibit any person from submitting more than one ballot argument per measure for selection as either the proponent's argument or opponent's argument; and to require each author of a proposed proponent's or opponent's ballot argument to swear that the author is not an official or paid advocate for the contrary position.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140327 [Confirming Reappointment, Port Commission - Leslie Katz]

Sponsor: Mayor

Motion confirming the Mayor's reappointment of Leslie Katz to the Port Commission, for a term ending May 1, 2018.

Motion No. M14-098

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140328 [Confirming Reappointment, Treasure Island Development Authority Board of Directors - Linda Richardson]

Sponsor: Mayor

Motion confirming the Mayor's reappointment of Linda Richardson to the Treasure Island Development Authority Board of Directors, for a term ending April 28, 2018. (Mayor)

Motion No. M14-099

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Mar, seconded by Supervisor Chiu, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to winners in the Great Race for Clean Air in recognition of their accomplishments and continued community support.

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Carol Leong, on behalf of Raymond Leong, of J.C. Market in recognition of his accomplishments and continued community support.

SPECIAL ORDER 3:00 P.M.

140522 [Public Hearing - Appeal of Statutory Exemption Determination - San Francisco Municipal Transportation Agency's FY2015-2016 Two-Year Capital Budget]

Hearing of persons interested in or objecting to the San Francisco Municipal Transportation Agency's (SFMTA) determination that the SFMTA's FY2015-2016 Two-Year Operating and Capital Budget is statutorily exempt from the California Environmental Quality Act. (Appellant: James Birkelund, on behalf of Livable City, the San Francisco Transit Riders Union, and Mario Tanev) (Filed May 15, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. James Birkelund and Mario Tanev (Appellants) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Peter Staus (Transit Rider's Union); Cynthia Klune; Tom Radulovich (Livable City); Thea Selby (Transit Riders Union); Nicole Shayer (Walk San Francisco); Henry Pan; spoke in support of the appeal. Ed Reiskin, Director of Transportation, Municipal Transportation Agency, provided an overview of the budget, responded to questions raised throughout the discussion, and further requested the Board to uphold the exemption determination. Joy Navarette and Andrea Contreras (Planning Department) provided an overview of the exemption determination and responded to questions raised throughout the discussion. Christopher Dahl; John Fitch; Emil Lawrence; Matthew Shefsky; Beverly Phillips; Chris Bowman (Transportation Balance of San Francisco); Mari Eliza; spoke in support of the project and in opposition to the appeal. James Birkelund (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

140523 [Affirming the Statutory Exemption Determination - San Francisco Municipal Transportation Agency's FY2015-2016 Two-Year Capital Budget]

Motion affirming the determination by the San Francisco Municipal Transportation Agency (SFMTA) that the SFMTA's FY2015-2016 Two-Year Capital Budget is exempt from environmental review. (Clerk of the Board)

Motion No. M14-100

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Mar

140524 [Reversing the Statutory Exemption Determination - San Francisco Municipal Transportation Agency's FY2015-2016 Two-Year Capital Budget]

Motion reversing the determination by the San Francisco Municipal Transportation Agency (SFMTA) that the SFMTA's FY2015-2016 Two-Year Capital Budget is exempt from environmental review. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Mar

140525 [Preparation of Findings to Reverse the Statutory Exemption Determination - San Francisco Municipal Transportation Agency's FY2015-2016 Two-Year Capital Budget]

Motion directing the Clerk of the Board to prepare findings reversing the determination by the San Francisco Municipal Transportation Agency (SFMTA) that the SFMTA's FY2015-2016 Two-Year Capital Budget is exempt from environmental review. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Cohen, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 9 - Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener, Yee
Noes: 2 - Avalos, Mar

SPECIAL ORDER 3:00 P.M.

140578 [Public Hearing - Appeal of Final Environmental Impact Report Certification - 2004 and 2009 Housing Element]

Hearing of persons interested in or objecting to the Planning Commission's decision, dated April 24, 2014, certification of a Final Environmental Impact Report identified as Planning Case Nos. 2007.1275E and 2007.1275EM, through its Motion Nos. 19121 and 19122, for the proposed 2004 and 2009 Housing Element. (Appellant: Kathryn R. Devincenzi, on behalf of Pacific Heights Residents Association, Cow Hollow Association, Francisco Heights Civic Association, Greater West Portal Neighborhood Association, Jordan Park Improvement Association, Lakeshore Acres Improvement Club, Laurel Heights Improvement Association of San Francisco, Inc., Marina-Cow Hollow Neighbors and Merchants, Miraloma Park Improvement Club, Presidio Heights Association of Neighbors, St. Francis Homes Association, Sunset-Parkside Education and Action Committee, Inc., and Westwood Highlands Association, associated in the unincorporated association known as San Franciscans For Livable Neighborhoods) (Filed May 22, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board. Kathryn Devincenzi (Appellant) provided an overview of the appeal and further requested the Board to approve the appeal. Rose Hilson; Hiroshi Fukuda; John Bardis, former Member of the Board of Supervisors; spoke in support of the appeal. John Rahaim, Director, Planning Department, and Tanya Sheyner (Planning Department) provided an overview of the housing element and the certification of the Final Environmental Impact Report. There were no speakers in support of the project and in opposition to the appeal. Kathryn Devincenzi (Appellant) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

140579 [Affirming Final Environmental Impact Report Certification - 2004 and 2009 Housing Element]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the 2004 and 2009 Housing Element (including Revised Alternatives Analysis). (Clerk of the Board)

Motion No. M14-101

Supervisor Wiener, seconded by Supervisor Tang, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Farrell

140580 [Reversing Final Environmental Impact Report Certification - 2004 and 2009 Housing Element]

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 2004 and 2009 Housing Element (including Revised Alternatives Analysis). (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Tang, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Farrell

140581 [Preparation of Findings to Reverse Final Environmental Impact Report Certification - 2004 and 2009 Housing Element]

Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 2004 and 2009 Housing Element (including Revised Alternatives Analysis). (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Tang, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener, Yee
Noes: 1 - Farrell

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140584 [Hearing - Report of Assessment Costs for Sidewalk and Curb Repairs]

Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs through the Sidewalk Inspection and Repair Program ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to assessments as referenced in File No. 130585. Robert Quan (Department of Public Works) provided an overview of the assessments. Tom Chinn (520-524 Filbert Street); Diana Chiu (240 Linden Street); Tom Medin (2179-12th Street); Jaclyn Thompson (83 Manchester Street); Tania Clemens (1567-42nd Avenue); Gale Melton (225-227 Andover Street); R P Gordon (90 Stanton Street); Mark (329 Quintara Street); John Plant (1020 Cortland Avenue); Marta Menendez (362 Athens Street); Jackie Olson (700 Avalon Avenue); Mark Abraham (560 Vienna Street); Hamed Posada (1108 Brazil Avenue); spoke objecting to the proposed assessments. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

140585 [Report of Assessment Costs for Sidewalk Inspection and Repair Program]
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs through the Sidewalk Inspection and Repair Program ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

Robert Quan (Department of Public Works) indicated that the following addresses be removed from the accompanying report due to recent resolution or receipt of payment: 1567-42nd Avenue; 736 Kansas Street; 200 Naples Street; 700 Excelsior Avenue; 362 Athens Street; 700 Avalon Avenue; 1108 Brazil Avenue; 1020 Cortland Avenue; 225-227 Andover Street; 329 Quintara Street; 2100-12th Avenue; 83 Manchester Street; 238-240 Linden Street; 1615-1633 Grant Avenue; 520-524 Filbert Street; 921 Central Avenue; 7-9 Clayton Street.

Supervisor Yee, seconded by Supervisor Tang, moved to accept the amendments to the accompanying report, as provided by the Department of Public Works, included in File No. 140585. The motion carried without objection.

Supervisor Yee, seconded by Supervisor Tang, moved that this Resolution be ADOPTED, after accepting the amendments to the accompanying report. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORTS

Recommendations of the Government Audit and Oversight Committee

140526 [Memorandum of Understanding - San Francisco Building Inspectors' Association]
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Building Inspectors' Association, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140552 [Memorandum of Understanding - Amendment No. 6 to Firefighters, Local 798, Unit 2]
Sponsor: Mayor
Ordinance adopting and implementing the Amendment No. 6 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 2, by implementing specified terms and conditions of employment for FYs 2014-2015, 2015-2016, 2016-2017, and 2017-2018.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140551 [Memorandum of Understanding - Amendment No. 6 to Firefighters, Local 798, Unit 1]

Sponsor: Mayor

Ordinance adopting and implementing the Amendment No. 6 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2014-2015, 2015-2016, 2016-2017, and 2017-2018.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140550 [Compensation for Unrepresented Employees]

Sponsor: Mayor

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of City Charter, Section A8.409, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2014.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140549 [Memorandum of Understanding - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140548 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Transport Workers Union of America, Local 250-A (Multi-Unit), to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140547 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (7410)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Transport Workers Union of America, Local 250-A (7410), to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140546 [Memorandum of Understanding - Transport Workers Union of America, Local 200]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Transport Workers Union of America, Local 200, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140545 [Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Teamsters, Local 856 (Multi-Unit), to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140544 [Memorandum of Understanding - Supervising Probation Officers]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Supervising Probation Officers, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140543 [Memorandum of Understanding - Stationary Engineers, Local 39]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and Stationary Engineers, Local 39, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140542 [Memorandum of Understanding - Service Employees International Union, Local 1021]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140541 [Memorandum of Understanding - San Francisco Sheriffs' Managers and Supervisors Association]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and San Francisco Sheriffs' Managers and Supervisors Association, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140540 [Memorandum of Understanding - San Francisco City Workers United]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and San Francisco City Workers United, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140539 [Memorandum of Understanding - Operating Engineers, Local 3]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers, Local 3, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140538 [Memorandum of Understanding - Municipal Executives Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140537 [Memorandum of Understanding - Municipal Attorneys' Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140536 [Memorandum of Understanding - Machinists, Local 1414]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Machinists Union, Local 1414, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140535 [Memorandum of Understanding - Laborers International Union, Local 261]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local 261, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140534 [Memorandum of Understanding - San Francisco Institutional Police Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140533 [Memorandum of Understanding - International Federation of Professional and Technical Engineers, Local 21]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140532 [Memorandum of Understanding - International Brotherhood of Electrical Workers, Local 6]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140531 [Memorandum of Understanding - San Francisco District Attorney Investigators' Association]

Sponsor: Mayor

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140530 [Memorandum of Understanding - San Francisco Deputy Sheriffs' Association]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Sheriffs' Association, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140529 [Memorandum of Understanding - San Francisco Deputy Probation Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140528 [Memorandum of Understanding - Crafts Coalition]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Crafts Coalition: the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; and Teamsters, Local 853, to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140527 [Memorandum of Understanding - Committee of Interns and Residents, Service Employees International Union (SEIU)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Committee of Interns and Residents, Service Employees International Union (SEIU), to be effective July 1, 2014, through June 30, 2017.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140601 [Memorandum of Understanding - Service Employees International Union, Local 1021: Staff & Per Diem Nurses]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021: Staff & Per Diem Nurses to be effective July 1, 2014, through June 30, 2016.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140602 [Memorandum of Understanding - Amendment No. 1 to Teamsters, Local 856: Supervising Registered Nurses]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2012-2015 Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856: Supervising Registered Nurses, by implementing specified terms and conditions of employment for FYs 2014-2015 and 2015-2016.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140603 [Memorandum of Understanding - Amendment No. 5 to Municipal Executives Association: Fire]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association: Fire, by implementing specified terms and conditions of employment for FYs 2014-2015, 2015-2016, 2016-2017, and 2017-2018.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140604 [Memorandum of Understanding - Amendment No. 5 to Municipal Executives Association: Police]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association: Police, by implementing specified terms and conditions of employment for FYs 2014-2015, 2015-2016, 2016-2017, and 2017-2018.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Christopher Dahl; expressed various concerns relating to eco-systems, plagues, and violent political upheaval.
Lauren Blackwell; expressed various concerns relating to the need for reform of the Municipal Transportation Agency.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140609 [Committee of the Whole - Report of Assessment Costs for Accelerated Sidewalk Abatement Program Blighted Properties]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 24, 2014, at 3:00 p.m., to hold a public hearing on a Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties through the Accelerated Sidewalk Abatement Program ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund.

Motion No. M14-102

APPROVED

140674 [Final Map 7687 - 360 Lily Street]

Motion approving Final Map 7687, a five residential unit Condominium Project, located at 360 Lily Street, being a subdivision of Assessor's Block No. 0840, Lot No. 036, and adopting findings pursuant to the General Plan, and the eight priority policies of City Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-103

APPROVED

140676 [Final Map 5626 - 1001 California Street]

Motion approving Final Map 5626, a 14 residential unit Condominium Project, located at 1001 California Street, being a subdivision of an existing commercial unit (Assessor's Block No. 0254, Lot No. 091) into two residential condominium units, in addition to the existing 12 residential condominium units, and adopting findings pursuant to the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department)

Motion No. M14-104

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

140664 [Settlement of Lawsuit - Yerba Buena Consortium, LLP - City to Provide Pedestrian Improvements]

Ordinance authorizing settlement of the lawsuit filed by Yerba Buena Consortium, LLP, and Tenants and Owners Development Corporation against the City and County of San Francisco; the lawsuit was filed on August 19, 2013, in Sacramento Superior Court, Case No. 34-2013-80001611; entitled Yerba Buena Consortium, LLP, et al. v. City and County of San Francisco, et al.; material terms of said settlement are installing "no bicycle riding on sidewalk" signs in Yerba Buena area, widening the sidewalk at corner of 4th and Mission Streets, applying for funding to install a pedestrian crosswalk at Folsom and Mabini Streets, convening a Sidewalk Management Workgroup, drafting a Sidewalk Management Plan, and providing special notice for sidewalk table permits. (City Attorney)

06/09/14; RECEIVED FROM DEPARTMENT.

06/17/14; RECEIVED AND ASSIGNED to Rules Committee.

140665 [Settlement of Lawsuit - Lee Ann Crocker - $45,000]

Ordinance authorizing settlement of the lawsuit filed by Lee Ann Crocker against the City and County of San Francisco for $45,000; the lawsuit was filed on May 21, 2013, in San Francisco Superior Court, Case No. CGC-13-531600; entitled Lee Ann Crocker v. City and County of San Francisco, Does 1 to 10. (City Attorney)

06/09/14; RECEIVED FROM DEPARTMENT.

06/17/14; RECEIVED AND ASSIGNED to Rules Committee.

140666 [Settlement of Lawsuit - Siobhan McAuliffe - $250,000]

Ordinance authorizing settlement of the lawsuit filed by Siobhan McAuliffe against the City and County of San Francisco for $250,000; the lawsuit was filed on January 5, 2012, in United States District Court for the Northern District of California, Case No. CV-12-00071 CRB, and then re-filed on September 20, 2012, in San Francisco Superior Court, Case No. 12-524514; entitled Siobhan McAuliffe v. City & County of San Francisco. (City Attorney)

06/09/14; RECEIVED FROM DEPARTMENT.

06/17/14; RECEIVED AND ASSIGNED to Rules Committee.

140675 [General Plan Amendment - Visitation Valley/Schlage Lock Special Use District]

Ordinance amending the General Plan to amend Maps 1, 2, 4, and 5 of the Commerce and Industry Element, Map 6 of the Transportation Element, Maps 4 and 5 of the Urban Design Element, and the Land Use Index to implement the Visitation Valley/Schlage Lock Special Use District, which generally includes the properties bounded by Bayshore, Blanken and Tunnel Avenue to the San Francisco/San Mateo County line to the south, including the properties fronting Bayshore Boulevard from Arleta Avenue to the San Francisco/San Mateo County line to the south, and including the properties fronting Leland Avenue from Cora Street to Bayshore Boulevard; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

06/09/14; RECEIVED FROM DEPARTMENT.

06/17/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/17/2014.

PROPOSED RESOLUTIONS

140670 [Contract Approval - PGH Wong Engineering, Inc. - Airport Terminal 3 Project - Not to Exceed $13,700,000]

Resolution approving Airport Contract 8974.9, Construction Management for Terminal 3, Boarding Area E Refurbishment Project between PGH Wong Engineering, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed $13,700,000 and with a contract end date of no later than February 1, 2017, pursuant to Charter, Section 9.118(b). (Airport Commission)

06/05/14; RECEIVED FROM DEPARTMENT.

06/17/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140671 [Contract Approval - Parsons Brinckerhoff, Inc. - Runway Safety Area Program - Not to Exceed $14,700,000]

Resolution approving Airport Contract 9230.9, Construction Management Support Services for the Runway Safety Area Program between Parsons Brinckerhoff, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed $14,700,000 with a contract end date of no later than June 30, 2015, pursuant to Charter, Section 9.118(b). (Airport Commission)

06/06/14; RECEIVED FROM DEPARTMENT.

06/17/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

140672 [Settlement of Claims - The Regents of the University of California - $580,631.86]

Resolution approving the settlement of the unlitigated claims filed by The Regents of the University of California against the City and County of San Francisco for $580,631.86; claims were filed on December 15, 2010, and June 24, 2013. (City Attorney)

06/09/14; RECEIVED FROM DEPARTMENT.

06/17/14; RECEIVED AND ASSIGNED to Rules Committee.

140673 [Settlement of Claim - The Wharton School of the University of Pennsylvania - $66,217.67]

Resolution approving the settlement of the unlitigated claim filed by The Wharton School of the University of Pennsylvania against the City and County of San Francisco for $66,217.67; claim was filed on March 13, 2013. (City Attorney)

06/09/14; RECEIVED FROM DEPARTMENT.

06/17/14; RECEIVED AND ASSIGNED to Rules Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:19 p.m.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES - DRAFT

Tuesday, June 24, 2014 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

JUN 30 2014

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DAVID CHIU, PRESIDENT
JOHN AVALOS, LONDON BREED, DAVID CAMPOS, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Budget and Finance Committee Supervisors Farrell, Mar, Avalos, Breed, Wiener	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Farrell, Mar, Avalos	Wednesday 10:00 AM
City and School District Select Committee Supervisors Kim, Avalos, Farrell, Commissioners Mendoza-McDonnell, Fewer, Wynns	4th Thursday 3:30 PM
Government Audit and Oversight Committee Supervisors Breed, Tang, Chiu	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Wiener, Kim, Cohen	Monday 1:30 PM
Neighborhood Services and Safety Committee Supervisors Campos, Mar, Yee	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Yee, Tang, Campos	1st and 3rd Thursday 2:00 PM

Members Present: John Avalos, London Breed, David Campos, David Chiu, Malia Cohen, Mark Farrell, Jane Kim, Eric Mar, Katy Tang, Scott Wiener, and Norman Yee

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Cohen, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of May 20, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, in consultation with Jon Givner, Deputy City Attorney, communicated that pursuant to the withdrawal received from Appellants on June 20, 2014, following official noticing, Item Nos. 51-54 (File Nos. 140469-140472) shall be called, the hearing shall be heard, and the President shall entertain a Motion to deny the appeal and tabling the Motions to approve the appeal and prepare findings. There were no further communications.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

140479 [Appropriation - Proceeds from Revenue Bonds, Bay Area Water Supply and Conservation Agency Pre-payment Bonds, Water Revenues and Water Capacity Fees of $363,758,000 for Water Capital Improvements - FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Ordinance appropriating $363,758,000 of proceeds from revenue bonds, Bay Area Water Supply and Conservation Agency pre-payment bonds, water revenues and water capacity fees for the Public Utilities Commission (PUC) Water Enterprise's Capital Improvement Program for FY2014-2015 at $181,213,000 and FY2015-2016 at $182,545,000; and placing $229,023,000 by project on Controller's reserve subject to PUC's and Board of Supervisors' approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness.
(Fiscal Impact)

FINALLY PASSED

140480 [Appropriation - Proceeds from Revenue Bonds, Hetch Hetchy Revenue, Cap and Trade Allowance of $217,478,836 for Hetch Hetchy Water and Power Capital Improvements Amending - Ordinance Nos. 110-12, 123-12, and 200-12 – FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Ordinance appropriating $217,478,836 of Hetch Hetchy revenue, Cap and Trade Allowance, Power and Water Revenue Bonds for the Public Utilities Commission (PUC) Hetch Hetchy Capital Improvement Program for FY2014-2015 at $105,878,198 and FY2015-2016 at $111,600,638; and placing $173,755,378 of bond funded appropriation on Controller's reserve by project, subject to PUC and Board of Supervisors' approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required, and receipt of proceeds of indebtedness and loan funds amending adopted capital appropriation Ordinances 110-12, 123-12, and 200-12 for the San Francisco Public Utilities Commission including de-appropriation and re-appropriation $16,269,463 of Bond Proceeds and Cap and Trade Allowance Revenue; de-appropriating and re-appropriating $18,769,463 of the Hetch Hetchy Capital Improvement Program Projects; and de-appropriating and re-appropriating $17,300,000 of the CleanPowerSF Community Choice Aggregation Program, and placing $3,000,000 of the FY2015-2016 GoSolarSF appropriation on Budget & Finance Committee reserve.

FINALLY PASSED

140481 [Appropriation - Proceeds from Revenue Bonds, Wastewater Revenues and Capacity Fees of $950,906,000 for Wastewater Capital Improvements, and Amending Ordinance No. 108-12 - FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Ordinance appropriating $950,906,000 of proceeds from revenue bonds, wastewater revenue and capacity fees for the Public Utilities Commission (PUC) Wastewater Enterprise's Capital Improvement Program for FY2014-2015 at $342,775,000 and FY2015-2016 at $608,131,000; and placing $846,906,000 by functional improvement area for the Sewer System Improvement Program (SSIP) at $629,504,000 and the non-SSIP project at $217,402,000 on Controller's reserve subject to PUC's and the Board of Supervisors' approval following completion of project-related analysis pursuant to the California Environmental Quality Act, where required; receipt of proceeds of indebtedness; and amending Ordinance No. 108-12.

FINALLY PASSED

140482 [Power Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed $112,346,843]

Sponsor: Mayor

Ordinance approving the issuance and sale of power revenue bonds by the Public Utilities Commission (PUC) in an aggregate principal amount not to exceed $112,346,843 to finance the costs of various power capital projects benefitting the PUC Power Enterprise, pursuant to City Charter, Section 9.107(8); declaring the official intent of the Commission to reimburse Itself with one or more issues of tax-exempt bonds; and ratifying previous actions taken in connection therewith.

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

140526 [Memorandum of Understanding - San Francisco Building Inspectors' Association]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Building Inspectors' Association, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140527 [Memorandum of Understanding - Committee of Interns and Residents, Service Employees International Union (SEIU)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Committee of Interns and Residents, Service Employees International Union (SEIU), to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140528 [Memorandum of Understanding - Crafts Coalition]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Crafts Coalition: the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; and Teamsters, Local 853, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140529 [Memorandum of Understanding - San Francisco Deputy Probation Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140530 [Memorandum of Understanding - San Francisco Deputy Sheriffs' Association]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Sheriffs' Association, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140531 [Memorandum of Understanding - San Francisco District Attorney Investigators' Association]

Sponsor: Mayor

Ordinance adopting and implementing the mediated agreement establishing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140532 [Memorandum of Understanding - International Brotherhood of Electrical Workers, Local 6]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140533 [Memorandum of Understanding - International Federation of Professional and Technical Engineers, Local 21]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140534 [Memorandum of Understanding - San Francisco Institutional Police Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140535 [Memorandum of Understanding - Laborers International Union, Local 261]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local 261, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140536 [Memorandum of Understanding - Machinists, Local 1414]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the Machinists Union, Local 1414, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140537 [Memorandum of Understanding - Municipal Attorneys' Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140538 [Memorandum of Understanding - Municipal Executives Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140539 [Memorandum of Understanding - Operating Engineers, Local 3]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers, Local 3, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140540 [Memorandum of Understanding - San Francisco City Workers United]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and San Francisco City Workers United, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140541 [Memorandum of Understanding - San Francisco Sheriffs' Managers and Supervisors Association]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and San Francisco Sheriffs' Managers and Supervisors Association, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140542 [Memorandum of Understanding - Service Employees International Union, Local 1021]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140543 [Memorandum of Understanding - Stationary Engineers, Local 39]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and Stationary Engineers, Local 39, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140544 [Memorandum of Understanding - Supervising Probation Officers]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Supervising Probation Officers, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140545 [Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Teamsters, Local 856 (Multi-Unit), to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140546 [Memorandum of Understanding - Transport Workers Union of America, Local 200]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Transport Workers Union of America, Local 200, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140547 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (7410)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Transport Workers Union of America, Local 250-A (7410), to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140548 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Transport Workers Union of America, Local 250-A (Multi-Unit), to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140549 [Memorandum of Understanding - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, to be effective July 1, 2014, through June 30, 2017.

FINALLY PASSED

140550 [Compensation for Unrepresented Employees]

Sponsor: Mayor

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of City Charter, Section A8.409, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2014.

FINALLY PASSED

140551 [Memorandum of Understanding - Amendment No. 6 to Firefighters, Local 798, Unit 1]

Sponsor: Mayor

Ordinance adopting and implementing the Amendment No. 6 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 1, by implementing specified terms and conditions of employment for FYs 2014-2015, 2015-2016, 2016-2017, and 2017-2018.

FINALLY PASSED

140552 [Memorandum of Understanding - Amendment No. 6 to Firefighters, Local 798, Unit 2]

Sponsor: Mayor

Ordinance adopting and implementing the Amendment No. 6 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the Firefighters, Local 798, Unit 2, by implementing specified terms and conditions of employment for FYs 2014-2015, 2015-2016, 2016-2017, and 2017-2018.

FINALLY PASSED

140601 [Memorandum of Understanding - Service Employees International Union, Local 1021: Staff & Per Diem Nurses]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and Service Employees International Union, Local 1021: Staff & Per Diem Nurses to be effective July 1, 2014, through June 30, 2016.

FINALLY PASSED

140602 [Memorandum of Understanding - Amendment No. 1 to Teamsters, Local 856: Supervising Registered Nurses]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2012-2015 Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856: Supervising Registered Nurses, by implementing specified terms and conditions of employment for FYs 2014-2015 and 2015-2016.

FINALLY PASSED

140603 [Memorandum of Understanding - Amendment No. 5 to Municipal Executives Association: Fire]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association: Fire, by implementing specified terms and conditions of employment for FYs 2014-2015, 2015-2016, 2016-2017, and 2017-2018.

FINALLY PASSED

140604 [Memorandum of Understanding - Amendment No. 5 to Municipal Executives Association: Police]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives Association: Police, by implementing specified terms and conditions of employment for FYs 2014-2015, 2015-2016, 2016-2017, and 2017-2018.

FINALLY PASSED

Recommendation of the Rules Committee

140341 [Municipal Elections Code - Proponent's and Opponent's Ballot Arguments]

Sponsor: Wiener

Ordinance amending the Municipal Elections Code to prohibit any person from submitting more than one ballot argument per measure for selection as either the proponent's argument or opponent's argument; and to require each author of a proposed proponent's or opponent's ballot argument to swear that the author is not an official or paid advocate for the contrary position.

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

140483 [Wastewater Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed $819,035,941]

Sponsor: Mayor

Ordinance approving the issuance and sale of wastewater revenue bonds by the Public Utilities Commission in an aggregate principal amount not to exceed $819,035,941 to finance the costs of various projects benefitting the Wastewater Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; declaring the official intent of the Commission to reimburse itself with one or more issues of tax-exempt bonds; and ratifying previous actions taken in connection therewith.
(Fiscal Impact)

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140484 [Water Revenue Bond Issuance and Sale - Public Utilities Commission - Not to Exceed $209,171,566]

Sponsor: Mayor

Ordinance approving the issuance and sale of water revenue bonds by the Public Utilities Commission in an aggregate principal amount not to exceed $209,171,566 to finance the costs of various capital water projects benefitting the Water Enterprise pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; declaring the official intent of the Commission to reimburse itself with one or more issues of tax-exempt bonds; and ratifying previous actions taken in connection therewith.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140618 [Interim Proposed Annual Budget and Appropriation Ordinance - FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Interim Proposed Annual Budget and Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for selected departments of the City and County of San Francisco as of June 2, 2014, for the FYs ending June 30, 2015, and June 30, 2016.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140620 [Interim Annual Salary Ordinance - FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2015, and June 30, 2016, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Referred Without Recommendation from the Land Use and Economic Development Committee

140414 [General Plan - Repealing Ordinance No. 108-11 - Adoption of 2009 Housing Element]

Ordinance amending the General Plan by repealing Ordinance No. 108-11 and adopting the 2009 Housing Element; and making findings, including environmental findings, Planning Code, Section 340, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

FINALLY PASSED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

NEW BUSINESS

Recommendations of the Budget and Finance Committee

140634 [Interim Budget - Office of Community Investment and Infrastructure, Operating as Successor Agency to the San Francisco Redevelopment Agency - FY2014-2015]

Sponsor: Mayor

Resolution approving an Interim Budget of the Office of Community Investment and Infrastructure, operating as the Successor Agency to the San Francisco Redevelopment Agency for FY2014-2015.

(Fiscal Impact; No Budget and Legislative Analyst Report)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140638 [Interim Treasure Island Development Authority Budget - FYs 2014-2015 and 2015-2016]

Sponsor: Mayor

Resolution approving the Interim Budget of the Treasure Island Development Authority for FYs 2014-2015 and 2015-2016.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140681 [Accept and Expend Grant - State Coastal Conservancy's Climate Ready Grant - Not to Exceed $200,000]

Sponsor: Mayor

Resolution authorizing the Airport Director to accept and expend a grant in an amount not to exceed $200,000 from the California Coastal Conservancy for conducting a sea level rise vulnerability assessment of San Bruno Creek and Colma Creek just northwest of the San Francisco International Airport, and for developing sea level rise adaptation strategies, for a term of August 1, 2014, through July 31, 2015.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Government Audit and Oversight Committee

140663 [Apply for Funding - CalHome Program - $1,500,000]

Sponsor: Mayor

Resolution authorizing the Mayor's Office of Housing and Community Development to submit an application to the California Department of Housing and Community Development for funding under the CalHome Program; the execution of a standard agreement, if selected for such funding, and any amendments thereto; and any related documents necessary to participate in the CalHome Program.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140582 [Contract Amendment - Global Tel*Link - Inmate Telephone Services - $3,000,000]

Resolution authorizing the Sheriff's Department to enter into a second amendment to the existing contract with Global Tel*Link for inmate telephone services to extend the contract term to May 31, 2015, to reduce the calling rates for inmate telephone calls per FCC Regulation, to modify the commission paid to the Sheriff's Department, and to modify the additional annual payment to the Sheriff's Department, which will result in an anticipated revenue to the Inmate Welfare Fund of more than $3,000,000 over the five-year contract term. (Sheriff)
(Fiscal Impact; No Budget and Legislative Analyst Report)

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Referred Without Recommendation from the Land Use and Economic Development Committee

140413 [General Plan - Amendments Related to the 2014 Update of the Recreation and Open Space Element]

Ordinance amending the General Plan by updating the Recreational and Open Space Element of the General Plan; and making findings, including environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

Supervisor Wiener, seconded by Supervisor Breed, moved that this Ordinance be CONTINUED ON FIRST READING to July 8, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Recommendations of the Land Use and Economic Development Committee

140236 [Planning Code - Mission Alcoholic Beverage Special Use District]

Sponsor: Campos

Ordinance amending the Planning Code, Mission Alcoholic Beverage Special Use District, to allow mini-golf courses functionally and/or physically integrated with a restaurant use to obtain liquor licenses; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140485 [Interconnection Agreement - Pacific Gas and Electric Company - Solar Project - 850 Columbus Avenue]

Sponsor: Chiu

Ordinance authorizing the Public Utilities Commission's General Manager to enter into a long-term interconnection agreement with Pacific Gas and Electric Company for a solar power project at the North Beach Branch Library at 850 Columbus Avenue, to commence following Board approval and continue indefinitely unless terminated; authorizing the Public Utilities Commission's General Manager to enter into similar long-term interconnection agreements in the future; and making environmental findings and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140562 [Economic Development Conveyance Memorandum of Agreement - Treasure Island Development Authority]

Sponsor: Kim

Resolution approving the Economic Development Conveyance Memorandum of Agreement for the transfer of former Naval Station Treasure Island from the United States Government to the Treasure Island Development Authority; and adopting findings under the California Environmental Quality Act.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Avalos, seconded by Supervisor Campos, moved to suspend Rule 5.36 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Angela Calvillo, Clerk of the Board, introduced, welcomed, and presented a Certificate of Honor to Madeleine Licavoli, Operations Deputy of the Office of the Clerk of the Board of Supervisors in recognition of her accomplishments and 44 years of distinguished service upon her retirement. President Chiu and Former President of the Board, Aaron Peskin, shared in this commendation.

SPECIAL ORDER 3:00 P.M.

140469 [Public Hearing - Appeal of Application of Condominium Conversion Fee - 3348-3350 Scott Street]

Hearing of persons interested in or objecting to the application of the condominium conversion fee per Subdivision Code, Section 1396.4(j), for a property located at 3348-3350 Scott Street, Assessor's Block No. 0488A, Lot No. 044. (District 2) (Appellant: Louise Model) (Filed April 25, 2014). (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board, further indicating receipt of a withdrawal from the appellant. There were no speakers in support of the appeal. There were no speakers from the Mayor's Office of Housing. There were no speakers in support of the reduction or waiver of the fee and in opposition to the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AND FILED

140470 [Denying Appeal for Waiver, Adjustment, or Reduction of Condominium Conversion Fee - 3348-3350 Scott Street]

Motion denying the appeal seeking a waiver, adjustment, or reduction of the condominium conversion fee in Subdivision Code, Section 1396.4(j), for 3348-3350 Scott Street. (Clerk of the Board)

Motion No. M14-108

Supervisor Wiener, seconded by Supervisor Breed, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140471 [Approving Waiver, Adjustment, or Reduction of Condominium Conversion Fee - 3348-3350 Scott Street]

Motion approving a waiver, adjustment, or reduction of the condominium conversion fee in Subdivision Code, Section 1396.4(j), for 3348-3350 Scott Street. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Breed, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140472 [Preparation of Findings Related to the Appeal for Waiver, Adjustment, or Reduction of Condominium Conversion Fee - 3348-3350 Scott Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to approve a waiver, adjustment, or reduction of the condominium conversion fee in Subdivision Code, Section 1396.4(j), for 3348-3350 Scott Street. (Clerk of the Board)

Supervisor Wiener, seconded by Supervisor Breed, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

140610 [Hearing - Report of Assessment Costs for Accelerated Sidewalk Abatement Program Blighted Properties]

Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties through the Accelerated Sidewalk Abatement Program ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund.

The President inquired as to whether any member of the public wished to address the Board relating to assessments as referenced in File No. 140611. Robert Quan (Department of Public Works) provided an overview of the assessments. Michelle Chong; spoke objecting to the proposed assessments. There were no other speakers. The President declared public comment closed, adjourned as the Committee of the Whole, and reconvened as the Board of Supervisors.

HEARD AND FILED

Committee of the Whole Adjourn and Report

140611 [Report of Assessment Costs for Accelerated Sidewalk Abatement Program Blighted Properties]

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties through the Accelerated Sidewalk Abatement Program ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

Robert Quan (Department of Public Works) indicated that the following address be removed from the accompanying report due to recent resolution or receipt of payment: 556 Broadway.

Supevisor Farrell, seconded by Supervisor Avalos, moved to accept the amendment to the accompanying report, as provided by the Department of Public Works, included in File No. 140611. The motion carried without objection.

Supervisor Farrell, seconded by Supervisor Avalos, moved that this Resolution be ADOPTED, after accepting the amendment to the accompanying report. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

COMMITTEE REPORTS

Recommendation of the Rules Committee

140329 [Confirming Reappointment, Treasure Island Development Authority Board of Directors - Larry Mazzola, Jr.]
Sponsor: Mayor
Motion confirming the Mayor's reappointment of Larry Mazzola, Jr. to the Treasure Island Development Authority Board of Directors, term ending April 28, 2018.

Motion No. M14-105

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140612 [Confirming Reappointment, Port Commission - Doreen Woo Ho]
Sponsor: Mayor
Motion confirming the reappointment of Doreen Woo Ho to the Port Commission, term ending May 1, 2018.

Motion No. M14-106

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140613 [Confirming Reappointment, Port Commission - William E. Adams]
Sponsor: Mayor
Motion confirming the reappointment of William E. Adams to the Port Commission, term ending May 1, 2018.

Motion No. M14-107

APPROVED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140598 [Settlement of Lawsuit - Sonya Knudsen - $465,000]
Ordinance authorizing settlement of the lawsuit filed by Sonya Knudsen against the City and County of San Francisco, John Martin and Blake Summers for $465,000; the lawsuit was filed on April 19, 2012, in United States District Court, Northern District of California, Case No. CV 12 1944 JST; entitled Sonya Knudsen v. City and County of San Francisco, San Francisco International Airport, John Martin, and Blake Summers. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

140441 [Charter Amendment - Children and Youth Fund; Children, Youth, and Their Families Oversight Committee]

Sponsors: Avalos; Campos, Cohen, Kim, Mar and Yee

Charter Amendment (Second Draft) to amend the Charter, Section 16.108, adding a new Section 16.108-1, and repealing former Section 4.133, to: 1) renew and rename the Children's Fund and extend the Fund's expiration date for 25 years; 2) increase the property tax set-aside for the Fund over a period of four years from the current three cents per $100 of assessed valuation to four cents for FY 2018-2019 and beyond; 3) provide for services for disconnected transitional-aged youth 18 through 24 years old; 4) revise and expand the planning process for expenditures from the Fund; 5) replace the advisory committee for the Fund with a Service Providers Working Group; 6) create a Children, Youth, and Their Families Oversight Committee; and 7) repeal an obsolete section of the Charter, at an election to be held on November 4, 2014.

This item was not sent as a Committee Report.

140442 [Charter Amendment - Public Education Enrichment Fund]

Sponsors: Kim; Yee, Avalos, Campos, Mar and Cohen

Charter Amendment (First Draft) to amend the Charter, Sections 16.123-2, 16.123-4, 16.123-5, 16.123-6, and 16.123-8, and repealing Sections 16.123-7 and 16.123-10, to: 1) renew the Public Education Enrichment Fund and eliminate its expiration date; 2) change the allocation for universal preschool, overseen by the First Five Commission, to an allocation for universal early education, overseen by the Office of Early Care and Education, and create a citizens advisory committee; 3) eliminate the City's ability to use in-kind services to satisfy its obligations to the Fund; and 4) modify certain technical requirements for the Fund and delete obsolete provisions, at an election to be held on November 4, 2014.

This item was not sent as a Committee Report.

140443 [Charter Amendment - Children and Youth Fund; Public Education Enrichment Fund; Our Children, Our Families Council; Rainy Day Reserves]

Sponsors: Yee; Avalos, Kim, Mar, Campos, Cohen and Breed

Charter Amendment (Second Draft) to amend the Charter, by revising Sections 16.108, 16.123-1, 16.123-2, 16.123-4, 16.123-5, 16.123-6, 16.123-8, and 16.123-10, adding Sections 16.108-1, and 16.127-1 through 16.127-7, and deleting Sections 16.123-7 and 4.133, to: 1) extend the Children's Fund for 25 years and increase the set-aside from three cents to four cents over a four-year period; 2) extend the Public Education Enrichment Fund for 25 years; 3) create a Children and Families Council and require preparation of a Children and Families Plan; and 4) make various technical and administrative changes to the Funds, at an election to be held on November 4, 2014.

This item was not sent as a Committee Report.

140555 [Charter Amendment - Rainy Day Reserve]

Sponsor: Kim

Charter Amendment (First Draft) to amend the Charter to provide for a City Reserve and a School Reserve within the existing Rainy Day Reserve, at an election to be held on November 4, 2014.

This item was not sent as a Committee Report.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

John Fitch; expressed various concerns relating to parking and web applications.
Christopher Dahl; expressed various insights to his autobiography.
Leticia; expressed support for LGBT, human, and civil rights.
Ana Montano; expressed support for LGBT, human, and civil rights.
Male Speaker; expressed concerns relating to the City Ordinance Project.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

140707 [Apply for Grant - California Ocean Protection Council Local Coastal Program - Sea Level Rise Grant - Not to Exceed $250,000]

Sponsor: Mayor

Resolution approving application for grant funds from the Ocean Protection Council Local Coastal Programs' Sea Level Rise Grant for an amount not to exceed $250,000.

ADOPTED

140708 [Apply for Grant - Coastal Commission Local Coastal Planning Program - Not to Exceed $250,000]

Sponsor: Mayor

Resolution approving application for grants funds from the California Coastal Commission Local Coastal Planning Grant Program for an amount not to exceed $250,000.

ADOPTED

140710 [Urging the Prohibition of Clearcut Logging in California]

Sponsors: Campos; Mar

Resolution urging the California Legislature to prohibit the practice of clearcut logging in California and enhance protections for California's forests.

ADOPTED

140711 [Declaration of Election Results - June 3, 2014 - Consolidated Statewide Direct Primary Election]

Sponsor: Chiu

Resolution declaring the results of the June 3, 2014, Consolidated Statewide Direct Primary Election.

ADOPTED

140721 [Commending and Honoring Madeleine Licavoli]

Sponsor: Board of Supervisors

Resolution commending and honoring Madeleine Licavoli for her 44 years of distinguished service to the City and County of San Francisco, and declaring July 1st as Madeleine Licavoli Day in the City and County of San Francisco.

ADOPTED

140713 [ASK (Asking Saves Kids) Day - June 21, 2014]

Sponsor: Farrell

Resolution declaring June 21, 2014, as "ASK (Asking Saves Kids) Day" in the City and County of San Francisco to raise awareness about the dangers of unlocked guns in the home and to empower parents to ask about the presence of guns in order to keep our children safe.

ADOPTED

140720 [Concurring in the Continuation of the Revised Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]

Motion concurring in the continuation of the "Rim Fire" Revised Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board)

Motion No. M14-109

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Avalos requested that File No. 140709 be severed so that it may be considered separately.

140709 [Declaration of Intent - Explore Forming a Joint Powers Authority to Carry Out Local Mortgage Principal Reduction Programs]

Sponsors: Avalos; Campos, Mar and Kim

Resolution commending the City of Richmond for their work on creating a Local Principle Reduction Program and declaring San Francisco's intention to explore forming a Joint Powers Authority with Richmond to prevent foreclosures.

Supervisor Kim requested to be added as a co-sponsor.

Supervisor Avalos, seconded by Supervisor Yee, moved that this Resolution be CONTINUED to July 8, 2014. The motion carried by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

Supervisor Cohen requested that File No. 140712 be severed so that it may be considered separately.

140712 [Urging the Establishment of the San Francisco African-American Freedom Trail]

Sponsors: Cohen; Breed, Chiu, Mar, Campos, Farrell, Wiener, Avalos, Kim, Tang and Yee

Resolution urging the Department of Public Works to designate the public right-of-way between Fort Mason and Visitacion Valley as eligible for installation of commerative plaques, pursuant to Public Works Code, Section 789.2(a), in order to identify and mark points of interest along of the African-American freedom trail.

Supervisors Mar, Campos, Wiener, Avalos, Kim, Tang, and Yee requested to be added as co-sponsors.

ADOPTED by the following vote:

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener, Yee

IMPERATIVE AGENDA

There were no items.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCE

140700 [Modification of Design-Build Requirements - Airport's Terminal 1 Center Renovation and the Boarding Area B Reconstruction Projects]

Ordinance modifying or waiving certain required contracting procedures in the Administrative Code, as applied to the design-build of two Airport projects in the Terminal 1 Program (the Terminal 1 Center Renovation and the Boarding Area B Reconstruction Projects). (Airport Commission)

06/12/14; RECEIVED FROM DEPARTMENT.

06/24/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/24/2014.

PROPOSED RESOLUTIONS

140697 [Donation of Obsolete Ambulance to City College of San Francisco]

Resolution authorizing the Fire Department to donate an obsolete ambulance to the Emergency Medical Services Academy of City College of San Francisco. (Fire Department)

06/10/14; RECEIVED FROM DEPARTMENT.

06/24/14; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

140698 [Donation of Obsolete Self Contained Breathing Apparatus to City College of San Francisco Fire Sciences Program]

Resolution authorizing the Fire Department to donate thirty obsolete Self Contained Breathing Apparatus to the City College of San Francisco Fire Sciences Program. (Fire Department)

06/10/14; RECEIVED FROM DEPARTMENT.

06/24/14; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

140699 [Adopting California Environmental Quality Act Findings - San Francisco International Airport - Terminal 1 Program]

Resolution adopting California Environmental Quality Act Findings related to the Terminal 1 Program at San Francisco International Airport. (Airport Commission)

06/12/14; RECEIVED FROM DEPARTMENT.

06/24/14; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

140701 [Lease of Real Property - Choo Laguna, LLC - 258A Laguna Honda Boulevard - Initial Monthly Rent $3,500]

Resolution authorizing the lease of real property for five years, for approximately 1,800 square feet of space at 258A Laguna Honda Boulevard, with Choo Laguna, LLC, for use by the Office of the Public Defender at the initial monthly rent of $3,500 from estimated commencement date of July 1, 2014, through June 30, 2019.

06/13/14; RECEIVED FROM DEPARTMENT.

06/24/14; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:17 p.m.

Utica/Omaha, Ne
Houchen
Bindery Ltd